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JOURNAL

OF THE

House of Representatives,

AT THE

SECOND SESSION

OF THE

Fifteenth General Assembly

OF THE

STATE OF TENNESSEE,

BEGUN AND HELD

AT MURFREESBOROUGH,

ON MONDAY THE TWENTIETH DAY OF SEPTEMBER,
IN THE YEAR OF OUR LORD ONE THOUSAND
EIGHT HUNDRED AND TWENTY-FOUR.

[BY AUTHORITY.]

MURFREESBOROUGH:

J. NORVELL AND G. A. AND A. C. SUBLETT, STATE PRINTERS,

1824.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

THE second session of the fifteenth General Assembly of the state of Tennessee, was begun and held at Murfreesborough, on the twentieth day of September, one thousand eight hundred and twenty-four, in pursuance of a proclamation of his excellency William Carroll:

ON which day, being that fixed by the proclamation of the Governor, Mr. James Fentress, (of Montgomery,) the Speaker; Robert L. Caruthers, the Clerk; John D. Martin, the Engrossing Clerk, and the following Members of the House of Representatives, appeared and took their seats:

From the Counties of				
<i>Carter and Washington,</i>				Mr. Christian Carriger.
<i>Sullivan,</i>	-	-	-	Mr. Abraham M'Clellan.
<i>Hawkins,</i>	-	-	-	Mr. William Young.
<i>Campbell and Claiborne,</i>				Mr. William Hogan.
<i>Greene,</i>	-	-	-	Mr. John Balch.
<i>Jefferson,</i>	-	-	-	Mr. John Fain.
<i>Knox,</i>	-	-	-	Mr. John R. Nelson.
<i>Sevier,</i>	-	-	-	Mr. Lewis Reneau.
<i>Anderson,</i>	-	-	-	Mr. John Whitson.
<i>Blount and Monroe,</i>				Mr. Andrew Cowan.
<i>Rhea, Hamilton, & M' Minn,</i>				Mr. Thomas Kelly.
<i>Bledsoe and Marion,</i>	-			Mr. Isaac Stephens.
<i>Overton,</i>	-	-	-	Mr. John Gore.
<i>Jackson,</i>	-	-	-	Mr. William Scanland.
<i>Warren,</i>	-	-	-	Mr. Andrew Buchanau.
<i>Franklin,</i>	-	-	-	Mr. James Sharpe.
<i>Sumner,</i>	-	-	-	Mr. Charles Watkins.

<i>Wilson,</i>	-	-	-	Mr. Burchet Douglass.
<i>Rutherford,</i>	-	-	-	Mr. William Brady.
<i>Robertson,</i>	-	-	-	Mr. Anderson Cheatham.
<i>Lincoln,</i>	-	-	-	Mr. David Cowan.
<i>Davidson,</i>	-	-	-	{ Mr. Felix Grundy, Mr. William Lytle.
<i>Williamson,</i>	-	-	-	{ Mr. Abram Maury, Mr. James G. Jones.
<i>Giles,</i>	-	-	-	Mr. John Clack.
<i>Maury,</i>	-	-	-	Mr. James K. Polk.
<i>Bedford,</i>	-	-	-	{ Mr. Joshua Holt, Mr. William S. Watterson.
<i>Dickson,</i>	-	-	-	Mr. Molton Dickson.
<i>Stewart, Henry, Weakley</i> and <i>Obion,</i>				{ Mr. Abner Pearce.
<i>Hickman and Lawrence,</i>				Mr. William Crisp.
<i>Wayne, Hardin, Shelby,</i> <i>Tipton, & M'Nairy,</i>				{ Mr. James Barnes.
<i>Humphreys, Perry, Hen-</i> <i>derson, Carroll, Madi-</i> <i>son, Hardeman, Dyer,</i> <i>Haywood, Gibson, and</i> <i>Fayette,</i>				{ Mr. David Crockett.

The following new members also appeared, to wit: Mr. Woodson P. White, from the county of *White*, to fill the vacancy occasioned by the resignation of Isaac Taylor; and Mr. Martin Cleaveland, from the county of *Grainger*, to fill the vacancy occasioned by the resignation of Nathaniel Smith; who produced their credentials and took their seats, the oath prescribed by the constitution of this state being first administered to them by Samuel P. Black, Esq.

William Scott, Principal, and James M'Dowell, Assistant Doorkeeper, also gave their attendance.

A quorum, consisting of a majority of the whole number of members, being assembled, it was, on motion of Mr. Polk,

Ordered, That the clerk acquaint the Senate therewith, and inform them that this house is now ready to proceed to the despatch of public business.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—I am directed by the Senate to inform this house, that they have, in obedience to the proclamation of his excellency the Governor, convened, formed a quorum, and are ready to proceed to the despatch of public business. The Senate propose to appoint a joint select committee to wait upon his excellency the Governor, and inform him that a quorum of both branches of the General Assembly have convened, and are ready to receive any communication he may have to make ; in which they ask your concurrence. Messrs. Williams and Steele are appointed to be of said committee on the part of the Senate.

This House concurred in said resolution.

Whereupon, Messrs. Grundy, Young, Maury, and Cowan of L. were appointed to be of said committee on the part of this house.

Ordered, That the clerk acquaint the Senate therewith.

Mr. Grundy, from the joint select committee appointed to wait on the Governor, reported, that the committee had performed that service, and received for answer from his excellency, that he would make a communication, by message, to the General Assembly on this day at half past ten o'clock.

On motion of Mr. Polk,

Resolved, That the standing committees of the last session of this General Assembly, shall be and remain the standing committees of the present session.

A message in writing was then received from the Governor of this state, through Mr. Daniel Graham, Secretary of State, which was read at the clerk's table, and is as follows, to wit :

Fellow-Citizens of the Senate,

and of the House of Representatives :

At the adjournment of the last session, it was not anticipated that any necessity would exist for an extraordinary call of the General Assembly.. But, on

examination, it has been ascertained that there is a mistake in the law authorizing the election of electors of President and Vice-President of the United States. The correction of this error is all-important, in order that Tennessee may have her full weight in the approaching contest for the Presidency.

There is one subject which I should not urge upon your consideration at this time, but for its importance to the community.—Common opinion, almost with one voice, calls for a change in our Judiciary. Under the present system, the burden imposed upon the Judges of the Supreme Court, is greater than can be borne by men who have arrived to those years that best qualify them for the faithful and correct discharge of the duties of that high station; and the consequence is, a delay of justice injurious to the people at large, and almost ruinous to suitors. It would therefore, seem proper, with a view that the business of this court may be transacted with promptness, and with the ability worthy of the highest Judicial tribunal of the State, that it should be held only in two places; and that Courts of Chancery should be established in suitable districts. Whether it might not be a judicious revision of the present system to increase the number of the Judges of the Supreme Court, and provide for the additional expense produced by that means, by diminishing the expense of some of the other courts, is a matter worthy of your best attention. It would seem to be of the utmost consequence to have a well organized and efficient court, possessing the public confidence, to decide causes in the last resort. And I never could see the necessity or propriety of having several successive appeals as to matters of fact, when a cause can be as well tried by one tribunal, having the power to grant new trials at *far* less expense than by appealing, if justice be not done in the first instance. The peace and happiness of every citizen depend so much on a well regulated judiciary, that I cannot but solicit your attention to what I

have heretofore communicated on the subject, and recommend it to your serious deliberations.

We have reason to congratulate the State on the improved and improving condition of our circulating medium. Many of our banks are now paying specie, and a strong hope is entertained that the others will be able to commence the ensuing spring, beyond which time neither *their* necessities, the interest of the country, nor public sentiment, would seem to sanction a delay of payment. I feel great pleasure in stating that the persons to whom is intrusted the management of those institutions, so far as I can learn, are entitled to great credit for the continued exertions they are making to give to the country, as speedily as possible, a sound and durable currency. This is an object greatly to be desired, particularly by the agriculturalist, who is really the principal sufferer by the circulation of fluctuating and depreciated paper money. He pays a higher price for every article of merchandise he buys, and the instability of the value of paper money induces him to purchase many things which the wants of his family do not require, and for which he has very little use.

Although it may not be expedient to enter at this time upon the consideration of a general plan for the promotion of those internal improvements, we so much need, yet no reason is perceived, why you might not properly incorporate private companies for the construction of turnpike roads. Public attention in some parts of the State, has been lately particularly directed towards this subject; and considerable anxiety is felt, that authority should be given for an early commencement of the enterprise.

The office of Surveyor Général of the ninth Surveyor's district, vacated by the resignation of *Sam'l. Wilson*, has been filled by the temporary appointment of *W. L. Petty*. That of Entry-taker of Lincoln county, vacated by the death of *Vance Greer*, has been filled by the appointment of *William P. Martin*, and that of Surveyor of Sullivan county, vacated by the

resignation of *John Anderson*, has been filled by the appointment of *Abraham Greeg*. As the commissions under which those gentlemen act, will expire at the end of the present session, the permanent appointment to the offices they hold will devolve on the General Assembly at this time.

The *Marquis De La Fayette*, whose name is intimately connected with the scenes of our revolutionary struggle, has lately arrived in the United States. The public manifestations of gratitude in his behalf, in the different parts of the Union, through which he has passed, are strong evidences that the American people are not unmindful of his useful services and disinterested devotion to the cause of liberty. In submitting to your consideration the propriety of the adoption of some measures expressive of the feelings of Tennessee towards that distinguished individual, I discharge a duty no less agreeable to myself than I am persuaded its performance will be to you.

We have to regret that the season in some places has been attended with unusual sickness, and many of our friends and acquaintances, who a short time ago, mingled with us in the transaction of the ordinary business of life, are now no more.—Notwithstanding this, we have abundant reason to adore a gracious Providence, for the enjoyment of peace and prosperity, and for the blessings of civil and religious liberties, in a higher degree than they are possessed by any other nation on the globe.

WM. CARROLL.

Executive Office,

Murfreesborough, Sept. 20, 1824.

On motion of Mr. Grundy,

Ordered, That the Governor's Message be transmitted to the Senate.

On motion of Mr. Maury,

Ordered, That five hundred copies of the Govern-

or's message be printed for the use of the members of this General Assembly.

Mr. Grundy submitted the following resolutions :

Resolved, That so much of the Governor's message as relates to the choice of electors of President and Vice-President of the United States, be referred to the same committee that laid off the electoral districts at the last session.

Resolved, That so much of the Governor's message as relates to Turnpike Roads, be referred to the committee on Internal Improvements.

Resolved, That so much of the message as relates to General Lafayette, be referred to select committee.

Resolved, That so much of the message as relates to the Judiciary, be referred to the committee on the Judiciary.

The house concurred in all of said resolutions, except that which relates to the Judiciary, which was, on motion, ordered to be laid upon the table until tomorrow.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted the following resolutions, and ask your concurrence therein:

Resolved, That a joint select committee be appointed on so much of the Governor's message as relates to the arrival of the Marquis De Lafayette in the United States; and have appointed Messrs. Hamilton, Overton, and Williamson, to be of said committee on the part of the Senate.

This house concurred in said resolution, and appointed Messrs. Grundy, Polk, Maury, Young, Nelson and Reneau, to be of said committee.

Ordered, That the clerk inform the Senate thereof.

Mr. Young submitted the following resolution, which was adopted, to wit :

Resolved, That the Senate meet the House of Representatives in the Representative Chamber, on Tuesday the 21st instant, at 12 o'clock, for the pur-

pose of electing a Solicitor General for the sixteenth solicitorial district.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted the following resolution, in which they ask your concurrence :

Resolved, That the Register of West Tennessee suspend the issuance, and the commissioner of West Tennessee the adjudication of certificates, until the further will of the General Assembly be expressed.

The house concurred.

Ordered, That the clerk inform the Senate thereof.

Mr. Crockett submitted the following resolution, which was ordered to be laid on the table until tomorrow :

Resolved by the General Assembly of the State of Tennessee, That the Register of West Tennessee shall issue no grants on entries made south and west of the Congressional reservation line, by warrants which were before laid on lands north and east of said line, and have since been lifted, and the lands thus vacated entered at 12½ cents per acre.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution, that the Secretary of State be required forthwith to lay before the Legislature the original electoral bill passed at the last session of the General Assembly, together with a certified copy of said bill as enrolled, and such other and further information on the subject as may be in his possession.

And the question, Will this house concur in said resolution from the Senate? was decided in the negative.

Mr. Brady introduced a bill to incorporate a company to open a Turnpike Road from Murfreesborough to Nashville:

Mr. Maury, a bill for the benefit of Judith R. Long; and

Mr. Crockett, a bill to appoint additional commissioners of the town of Perryville.

Which were severally read the first time and passed. And then the House adjourned.

TUESDAY, SEPTEMBER 21, 1824.

Mr. Fain presented the petition of sundry citizens of the sixth regiment of Tennessee militia, praying that the place of holding elections in said regiment be changed.

Ordered, That said petition be referred to the committee on military affairs.

Mr. Grundy presented the petition of sundry citizens of Davidson county, praying to be incorporated into a company to be termed the "Columbia Turnpike Company," for the purpose of raising funds by selling out stock, to construct a Turnpike road from Nashville to Columbia.

Ordered, That said petition be referred to the committee on Internal Improvements.

Mr. Crockett presented the petition of William Bludworth, showing that he was the owner of military land warrant No. 891, and by accident or some other means the same has been lost or destroyed, and praying that the Legislature would grant him duplicate warrants for said claim.

Mr. Maury presented the petition of Dorcas McClain, praying that relief may be extended to her for land which she has lost by an older title; and

Mr. Barnes presented the petition of John Kindel, praying that a certificate may be issued to him for land lost by interference.

Which were read and referred to the committee on land claims.

Mr. Polk submitted the following resolution, which was adopted, to wit:

Resolved, That a joint select committee be appointed to examine the electoral bill passed at the last ses-

sion of the legislature, now on file in the Secretary's office, and also the engrossed act upon that subject, likewise on file in the Secretary's office, and report to this General Assembly, what mistake was made in relation to the time of electing electors to vote for President and Vice-President of the United States, and to procure the originals for the information of the members of this General Assembly.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

Mr. Polk presented the petition of sundry citizens of Maury county, suggesting the propriety of making the offices of sheriff and collector of public taxes separate and distinct.

Also, the petition of the same, recommending the passage of a law making provision for furnishing of the Justices of the Peace with the laws of this state at the expense of the state.

Which were read and referred to the Judiciary committee.

Mr. Holt presented the petition of sundry citizens of Bedford county, praying that the legislature would pass a law requiring the people at their next general election, to vote for or against a convention to alter the constitution of the State of Tennessee, and for other purposes.

Which was laid upon the table.

Mr. Kelly presented the petition of Walter Caruth, of which no disposition was made.

Also, the petition of William Smith, of M'Minn county, praying that a law may be passed authorizing him to hawk and peddle without license.

Which was referred to the committee of propositions and grievances.

Mr. Pearce presented the petition of John Scarbrough.

Which was likewise referred to the committee of propositions and grievances.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—~~The~~ Senate nonconcur in your resolution to meet ~~the~~ House of Representatives on this day, to elect a ~~Solicitor~~ Solicitor General for the sixteenth solicitorial district; and propose, in lieu thereof, that the Senate meet this house on Saturday next, at 11 o'clock A. M. for the purpose of going into said election.

To which proposition of the Senate, this house refused to accede.

Ordered, That the clerk inform the Senate thereof.

Mr. Jones submitted the following resolution, which was adopted:

Resolved, That the Senate meet the House of Representatives, in the Representative Hall, on Monday next at 12 o'clock, for the purpose of electing a Solicitor General for the sixteenth solicitorial district; a Surveyor-General for the ninth surveyor's district; a Surveyor for the county of Sullivan; a Surveyor for the county of Grainger, and a Surveyor for the county of Anderson.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

Mr. Reneau submitted the following resolution, which was adopted, to wit:

Resolved by the General Assembly of the State of Tennessee, That Joseph Clark, John Thomas, and Edward Hodge, be appointed Justices of the Peace for the county of Sevier.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

Mr. Crockett introduced a bill, to improve the navigation of the rivers in the Western District:

A bill to establish a chancery district court in the Western District:

A bill to deal out justice more equally; and

A bill to alter the mode of appointing commissioners for the town of Jackson.

Which were read the first time and passed.

Mr. Walton, the representative from Smith county, appeared and took his seat.

Mr. Grundy introduced a bill for the relief of T. H. Taylor and the heirs of John Rice, deceased :

Mr. Pearce, a bill to amend an act, entitled "an act to incorporate the inhabitants of the town of Paris:"

Mr. Young, a bill to repeal the first section of an act, entitled "an act to regulate proceedings in civil cases, and for other purposes," passed 27th November, 1828 :

Mr. Barnes, a bill for the relief of the citizens south and west of the Congressional reservation line:

Mr. Brady, a bill to amend an act, entitled "an act to establish offices for receiving entries of the vacant lands in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river:"

Mr. Dickson, a bill regulating the proceedings in the circuit courts of this state, in certain cases :

Mr. Watterson, a bill to provide for the election of Electors of President and Vice-President of the United States :

Mr. Maury, a bill for the relief of John S. Russworm :

Mr. Polk, a bill to authorize the drawing of a lottery for the purpose of building a Masonic Hall in the town of Columbia.

Which bills were severally read the first time and passed.

A bill to incorporate a company for opening a Turnpike road from Nashville to Murfreesborough, was taken up and referred to the committee on Internal Improvements.

On motion of Mr. Grundy,

Messrs. Young, Polk, Brady, and Maury, were added to the committee on Internal Improvements.

Resolved, from the Senate,

A bill to amend an act, entitled "an act defining the duties of the Kentucky Navigation Company, and to enlarge the term for reading the business of said company:"

A bill for the encouragement of Iron Works :

A bill to provide for the payment of fees due certain printers :

A bill to authorize the clerk of the circuit court of Claiborne county to build an office for the safe keeping of the records of said county :

A bill for the relief of Coonrod Wosson :

A bill for the relief of John Grigsby and others :

A bill to authorize the Register of West Tennessee to correct an error in a grant, and for other purposes: and

A bill supplemental to an act establishing offices for receiving entries for vacant lands lying north and east of the Congressional reservation line, and north of Tennessee river, passed 22d November, 1823.

Which were read the first time and passed.

And then the House adjourned.

WEDNESDAY, SEPTEMBER 22, 1824.

Mr. Williams presented the petition of Thomas Bottom, praying that his mill may not be destroyed by the county court, or any other power, and that an act may be passed prohibiting said powers from interfering with said mill or dam : and

Mr. Pearce presented the petition of several hundred citizens of the western district, praying that a law may be passed against lifting land warrants which have been located on land north and east of the Congressional reservation line, and locating them south and west of said line.

Which were read and ordered to be referred to the committee of propositions and grievances.

Mr. Jones presented the petition of George Sleeker and Patsey his wife, uniting in the prayer that the bonds of matrimony existing between them, may be eternally dissolved ; and

Mr. Pearce, the petition of Peggy Thomas, praying that an act may be passed divorcing her from her husband Isaac Thomas.

Which petitions were read and laid upon the table till the first day of January next.

Mr. Lytle presented the resignation of David Dunn and Samuel Shannon, two of the Justices of the Peace for Davidson county; and

Mr. McClellan, the resignation of Jacob Sturm, one of the Justices of the Peace for Sullivan county.

Which were received and ordered to be sent to the Senate.

Mr. Crisp submitted the following resolution, which was adopted:

Resolved, That Thompson Wood and John Grigory be appointed Justices of the Peace for Hickman county, and Joshua Ashmore for the county of Lawrence.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

Mr. Grundy submitted the following resolution, to wit:

Resolved, That the standing committees on the Judiciary in the two houses, be a joint committee.

On the question, Will the house adopt said resolution? the ayes and noes were required; there were ayes 36, noes 4.

Those who voted in the affirmative, are, Messrs. Fentress, (Speaker) Allen, Balch, Barnes, Buchanan, Brady, Carriger, Cowan of B. Cowan of L. Cheatham, Clack, Crisp, Crockett, Douglass, Dickson, Fain, Gore, Grundy, Holt, Jones, Kelly, Maury, Nelson, Pearce, Tolk, Reneau, Sharpe, Cleaveland, Stephens, Scanland, White, Walton, Watkins, Whitson, Williams, and Watterson.

Those who voted in the negative, are, Messrs. Hogan, Lytle, McClellan and Young.

Ordered, That the clerk acquaint the Senate with said resolution, and ask their concurrence therein.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate concur in your resolution to go into the election of a Solicitor General for the sixteenth solicitorial district; a surveyor for the

ninth surveyor's district; a surveyor of the county of Grainger, and for the county of Anderson, on Monday next, at 12 o'clock, A. M. They also concur with this house in the resolution appointing Justices of the Peace for the county of Sevier.

Mr. Williams introduced a bill for the relief of Thomas Brown and John Purris :

Mr. Crockett, a bill to declare Sandy river navigable to Jamison's bluff :

Mr. Reneau, a bill for the relief of Isaac Love :

Mr. Crockett, a bill authorizing the removal of causes in certain cases :

Also, a bill declaring Obion river navigable to Huntingdon, in Carroll county :

Mr. Crisp, a bill directing commissioners of the town of Lawrenceburg the manner in which they shall appropriate certain moneys, arising from the sale of lots in said town of Lawrenceburg :

Mr. Stephens, a bill to legalize the official acts of the surveyor of Marion county :

Mr. Brady, a bill to amend the present court system :

Mr. Reneau, a bill to define the penalties which may be inflicted by the courts for contempts, and to save the citizens from exposure to arbitrary and unlimited power :

Mr. Sharpe, a bill to amend an act, entitled "an act authorizing William Matlock to open a Turnpike road," passed at the last session of this General Assembly.

Mr. Williams, a bill to render legal and uniform certain proceedings :

Mr. Douglass, a bill for the benefit of the heirs of Willie Cherry, deceased :

Mr. Brady, a bill for the benefit of James Bell :

Mr. Allen, a bill to alter the name, and legitimate Elizabeth Huff :

Mr. McClellan, a bill to amend an act authorizing the county courts to furnish tools to overseers of roads :

Mr. Pearce, a bill to appoint commissioners to fix the permanent seats of justice in the counties therein named :

Also, a bill to exempt lots and land whereon churches and meeting houses are built, from taxation :

Mr. Cowan of B. a bill to revive an act, entitled "an act to provide for the sale of the Islands in the Hiwassee district," passed November, 1823 :

Mr. Watkins, a bill to alter the time of holding the county courts of the counties therein named :

Mr. Barnes, a bill for the relief of Andrew Donovan :

Mr. Grundy, a bill to authorize a warrant to issue upon the surrender of a 1280-acre grant, No. 4008, to John Childress, &c.:

Mr. Polk, a bill for the relief of Thomas White and his creditors ; and

Mr. Lytle, a bill for the relief of Joseph and Robert Scales.

Which bills were severally read the first time, passed, and ordered to be sent to the Senate.

Received from the Senate,

A bill concerning Idiots and Lunatics :

A bill more effectually to suppress gaming :

A bill to establish the county of Fayette :

A bill to authorize Andrew Taylor, sen. and Thomas Buck to build fish traps in Watauga river ; and

A bill to organize a regiment in the county of Marion.

Which were severally read the first time and passed.

A bill to authorize the clerk of the circuit court of Claiborne county to build an office for the safe keeping of the records of said court :

A bill to amend an act, entitled "an act defining the duties of the Nolichucky Navigation Company, and to enlarge the time for settling the business of said company ;" and

A bill to authorize the drawing of a lottery for the purpose of building a Masonic Hall in the town of Columbia,

Were read ~~the~~ second time and passed.

A bill for the relief of the citizens south and west of the Congressional reservation line; and

A bill for the relief of John S. Russworm,

Were taken up and referred to the committee on Land Claims.

Mr. Grundy, of the committee on Internal Improvements, reported a bill to incorporate a company for opening a Turnpike road from Murfreesborough to Nashville, with sundry proposed amendments; which were adopted, except that which provided for the incorporation of a company for the purpose of opening a turnpike road from Nashville to Columbia, which, together with the original bill, was ordered to lie upon the table.

Mr. Crockett withdrew for amendment, a bill to amend the militia laws of this state.

On motion of Mr. Grundy,

Leave of absence was granted to Mr. Jones till Monday next.

And then the House adjourned.

THURSDAY, SEPTEMBER 23, 1824.

Mr. Sharpe presented the petition of William K. Paulding, praying that a law may be enacted authorizing him to draw a duplicate warrant or certificate for 640 acres of land, which he lost in a suit brought against him upon a better right, and also that he may be permitted to divide said warrant into as many parts as he may think proper.

Mr. Maury presented the petition of Hugh Pinkston, showing that he is the rightful owner of a claim to 400 acres of land, due from the state for the services of Robert McBride, of whom his great-grandfather was assignee, and praying that an act may be passed authorizing a warrant to issue to him.

Mr. Watkins presented the petition of Joshua Hadley, praying that an act may be passed authorizing him to procure a warrant or warrants from this state,

for 2690 acres, taken from him by the superior title of Matthew Barrow.

Also, the petition of Alexander Rasco, praying that an act may be passed authorizing him to purchase 3000 acres of land around his salt works, at 12½ cents per acre.

Which petitions, were severally read and referred to the committee on land claims.

Mr. Williams presented the petition of James Hawkins, praying the privilege of entering the quarter section of land therein described, at 12½ cents per acre.

Mr. Kelly presented the petition of sundry citizens of the county of Rhea, praying that the county line between Rhea and McMinn may be made straight.

Mr. Nelson introduced a bill (accompanied by a petition) for the relief of Robert Campbell.

Which petitions and bill were severally read and referred to the committee on propositions and grievances.

The following persons were appointed Justices of the Peace, by resolutions submitted by the representatives from the counties to which they belong, which appointments were concurred in by the Senate :

For the county of Dickson—Edward D. Hicks.

For the county of Bedford—Samuel Bigham and Jacob Coble.

For the county of Jefferson—William Graham, Geo. Braner, Randolph Sasseen, Samuel Huvaberd, Walter Bales, Jacob P. Chase, and John Gass.

For the county of Knox—Joseph Woods and Elijah Nelson.

For the county of Obion—William Carter, George W. Adams, Alfred Hughlett, William Terrell and Evan Shelby.

Mr. Whitson submitted the following resolutions, which were read and rejected, to wit :

Resolved, That a joint select committee be appointed to inquire into divorce cases, with leave to report by bill or otherwise.

Resolved, That the committee on military affairs be required to report the expediency of a revision of the militia laws of this state, on the plan of the United States, so far as respects the efficiency of the same.

Mr. Lytle submitted the following joint resolution, which was adopted, to wit:

Resolved by the General Assembly of the State of Tennessee, That the Secretary of State be directed to deliver to John G. Blount, junior, a deed from Edward Harriss to John Gray Blount, now in file No. 192, amongst the papers of the commissioner's office, which said deed bears date 22d October, 1802, and has never been duly proved and registered; provided the said John G. Blount, jun. shall enter into bond payable to the Governor and his successors in office, conditioned that the said deed be deposited in the Secretary's office on or before the 25th December, 1826, which said bond shall be in the penal sum of five thousand dollars.

Ordered, That the clerk transmit said resolution to the Senate, and ask their concurrence therein.

The Senate concurred after providing that a full and perfect copy of said deed of conveyance be retained in the Secretary's office.

Ordered, That said resolution be engrossed, signed by the speaker and clerk of each house, and deposited in the office of the Secretary of State.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted a resolution, that the commissioners of West Tennessee be authorized to continue the adjudication of such warrants, or fractional parts of warrants, as shall satisfactorily appear not to have been located north and east of the Congressional reservation line at the time of passing the act of 1823, authorizing the locating of such warrants south and east of said line, until the further will of the General Assembly be made known, and ask your concurrence therein.

This house concurred in said resolution.

Ordered, That ~~the~~ clerk inform the Senate thereof.

A message from the Senate, by Mr. **Dance**, their clerk :

Mr. Speaker—The Senate have received, read, and adopted, the following report, to wit :

The joint committee on the Judiciary, to whom was referred a petition of sundry citizens of this state, praying that the county courts may be vested with the power to appoint a collector of taxes separate from the office of Sheriff, and that the sheriff be ineligible to the appointment of collector ; as also, a petition of sundry citizens of this state, praying ~~that~~ the laws of this state may be revised, and that a copy thereof be furnished, at the expense of the state, to each Justice of the Peace ; and beg leave to report, that they have had the same under consideration, and deem it inexpedient to act upon the subject ~~mat-~~ter of the said petitions at the present session.

This house concurred in said report, so far as it relates to the office of sheriff or collector of taxes being separate and distinct ; but that part which relates to furnishing the Justices of the Peace with the laws of the state, was ordered to be laid upon the table.

On motion of Mr. Maury,

Mr. Young was added to the Judiciary committee.

A bill to provide for the election of Electors of President and Vice-President of the United States :

A bill to appoint commissioners to fix on the permanent seats of justice in the counties therein named ; and

A bill to revive an act, entitled “ an act to provide for the sale of the Islands in the Hiwassee district,” passed at Murfreesborough, 1825,

Were read the second time and passed.

A bill to improve the navigation of the rivers in the Western district, was taken up, read, and referred to the Judiciary committee.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have received, read, and unanimously adopted, the following report, made by the joint select committee appointed to take into consideration so much of the Governor's message as relates to the arrival of General Lafayette, to wit :

The joint committee to whom was referred so much of the Governor's message as relates to the arrival of General Lafayette in the United States, recommend the adoption of the following preamble and resolutions, as expressive of the sentiments and feelings of this state :

The General Assembly of Tennessee have heard, with much pleasure, of the arrival of Major-General Lafayette within the limits of the United States. In him we recognise the hero, the friend of national liberty and the rights of man. And when we reflect on the present happy condition of the people of the United States—free from foreign or domestic oppression, governing themselves by laws made by the representatives of their own choice—the rights of each individual, however humble his situation, protected and guarded, by our institutions, from all oppression and violence from every quarter ; we feel inexpressible gratitude to those, by whose toils and valor such great blessings have been achieved for us.

In this distinguished individual, we behold a disinterested love of liberty, unexampled in the annals of history. He was a subject of another country, of noble birth, of ample fortune : he felt not the heavy hand that oppressed the American people. Yet so ardent was his love of liberty, that he abandoned his native land, and all the endearments of domestic life, to aid the Americans in the arduous struggle for liberty and independence. In the hour of our greatest gloom and despondency, he arrived on our shores, and by his presence, his counsel, his bravery, and the resources of his fortune, he infused fresh vigor into the minds of the friends of the American cause. He

soon entitled himself to, and received, the friendship and confidence of the *father of our country*. He shared in his councils, and participated in his dangers. For our liberties he fought, bled and conquered.

We, therefore, on behalf of the citizens of the state of Tennessee, welcome *him* to our country, who was the friend of America when she needed friends, and whose toils and labors never ceased until our independence was acknowledged and confirmed.

A hope is entertained by the General Assembly, that General Lafayette will not content himself with visiting the places alone which were the theatres of his military achievements and glory, but that he will extend his visit to the western states, where he will see for himself, the astonishing effects of that revolution in which he so largely participated, and the influence which liberty and equal laws produce upon the growth and prosperity of a nation. There are still amongst us a few of those worthies who stood by his side in hours "of peril and danger." Their hearts would leap for joy at the sight of their chief, and their children would delight to honor him who led their fathers to victory and independence.

Flattering ourselves with the hope, that the wishes of this General Assembly will not be inconsistent with the views and convenience of General Lafayette, this General Assembly have adopted the following resolutions:

1st. *Resolved*, That the Governor of this state communicate to General Lafayette the ardent desire of the people of Tennessee to receive him as their friend and guest.

2d. *Resolved*, That the Governor, with the aid of such persons as he may select, are hereby authorized and directed to make all necessary arrangements for the accommodation of General Fayette and suite, while within the limits of this state.

3d. *Resolved*, That in order that this may be the act of the whole people of the state of Tennessee, that either of the treasurers of this state pay drafts drawn

by the Governor, for the purpose of carrying the foregoing resolutions into effect.

JOSEPH HAMILTON, Chairman.

The question, will this House concur in said preamble and resolutions? was decided in the affirmative unanimously.

Mr. Grundy introduced a bill to authorize the adjudication of certain land claims :

Mr. Whitson, a bill to repeal the 4th section of an act, entitled "an act for the relief of the citizens residing in the district of country south of French-broad and Holston, and between the rivers Big Pigeon and Tennessee, and appropriate the money due from said citizens for their land ;"

Also, a bill to amend an act to regulate clerks' fees.

Mr. Brady, a bill to amend the first section of an act, entitled "an act for the relief of insolvent debtors, with respect to the imprisonment of their persons," passed Oct. 29, 1811 ; also

A bill for the relief of George Wilson ;

A bill for the relief of Wm. Robinson ; and

A bill to amend the laws regulating jailers' fees :

Mr. Cleaveland, a bill to amend an act, entitled "an act for the relief of Henry Buram and others :

Mr. Reneau, a bill for the benefit of such persons as may be engaged in the boating business : also,

A bill to give the circuit courts concurrent jurisdiction in certain cases :

Mr. Watterson, a bill to amend an act, entitled "an act to prevent the disturbance of public worship :

Mr. Sharpe, a bill to attach a part of the county of Marion to the county of Franklin ; also,

A bill authorizing the holding of a special term of the circuit court of Franklin county :

Mr. Lytle, a bill for the relief of Thomas Talbot :

Mr. Hogan, a bill to alter the name and make legitimate the person therein named :

Mr. Cowan of L. a bill directory to the president and directors of the Bank of the State of Tennessee :

Mr. Balch, a bill to amend an act, entitled "an act to establish the Bank of the State of Tennessee ;"

Mr. Stephens, a bill amendatory of an act, entitled "an act to authorize John Tollet and James Ormes, George Gordon and Jesse Lincoln to open a turn-pike road ;

Mr. Kelly, a bill for the benefit of John Sutton, an aged revolutionary soldier :

Mr. Pierce, a bill to authorize the county and circuit courts therein named to adjourn to suit their own convenience ; and,

Mr. Holt, a bill for the relief of Laban Phillips.

Which bills were severally read the first time and passed.

Mr. Crockett, who had withdrawn for amendment, a bill to amend the militia laws of this state, returned the same with a proposed amendment in lieu of the whole bill, which was received, and the bill thus amended, passed its first reading.

Received from the Senate,

A bill for the relief of Charles Bacon ;

A bill to authorize the clerk of the circuit court of Franklin county to build an office on a part of the public square in Winchester ;

A bill to authorize a jury to determine the right of property in certain cases ;

A bill for the benefit of John Reeves ; and

A bill to restore Henry Derveese to his former privileges.

Which bills were severally read the first time and passed.

Mr. McClellan introduced a bill for the benefit of Jesse Waggoner. This bill provides that Jesse Waggoner, a free man of colour, may be allowed his oath in support of his accounts.

On the passage of said bill, the yeas and nays were called for, there yeas 14, nays 25.

Those who voted in the affirmative, are, Messrs. Barnes, Buchanan, Cowan of B. Clack, Crisp, Crock-

ett, Kelly, Lytle, Nelson, Peirce, Reneau, Sharpe, Scanland and White.

Those who voted in the negative, are, Messrs. Fentress (Speaker,) Allen, Balch, Brady, Carriger, Cleaveland, Cowan of L. Cheatham, Douglass, Dickson, Fain, Gore, Grundy, Hogan, Holt, McClellan, Maury, Polk, Stephens, Walton, Watkins, Whitson, Williams, Watterson and Young.

And so the said bill was rejected on its first reading.

A bill to amend an act authorizing the county courts to furnish tools to overseers of roads, was taken up.

Mr. Watterson moved to strike out the second section of said bill, which provides that that part of the act which this is intended to amend, which exempts those from working on the roads who send three or more hands.

On the motion to strike out second section, the yeas and nays were required ; there were yeas 5, nays 32.

Those who voted in the affirmative, are, Messrs. Fentress, (Speaker) Cowan of L. Walton, Watkins and Watterson.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Buchanan, Brady, Carriger, Cleaveland, Cowan of B. Crockett, Cheatham, Douglass, Dickson, Fain, Gore, Grundy, Hogan, Holt, Kelly, Lytle, McClellan, Maury, Nelson, Pierce, Polk, Reneau, Sharpe, Stephens, Scandland, White, Whitson, Williams and Young.

The said bill was then read the second time and passed.

Mr. Walton introduced a bill for the relief of Jas. Ferguson. This bill provides that Jas. Ferguson may be permitted to exhibit certain wax figures in this state without paying for a license.

On the passage of this bill on its first reading, the yeas and nays were required ; there were yeas 15, nays 20.

Those who voted in the affirmative, are, Messrs.

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Barnes, Buchanan, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Cheatham, Crockett, Gore, Kelly, Pierce, Scandland, Walton and White.

Those who voted in the negative, are, Messrs. Speaker, Crisp, Douglass, Dickson, Fain, Grundy, Hagan, Holt, Lytle, McClellan, Maury, Nelson, Polk, Roneau, Sharpe, Stephens, Watkins, Whitson, Williams, Watterson and Young.

And then the House adjourned.

FRIDAY, SEPTEMBER, 24, 1824.

Mr. Barnes presented the petition of Alexander Watterson, praying that he may be authorized to correct a mistake in the calls of an entry made by

the memorial of Robert Cypert and the petition of sundry citizens in his behalf, praying that he may be authorized to obtain a certificate for 129 acres of land, because that much of his bounty, for services in the revolutionary war, was wrongfully taken by the University of North-Carolina.

Which were read and referred to the committee on land claims.

Mr. Kelly presented the petition of James Wilson, praying that an act may be made directing the county court of Bledsoe to lay and collect a tax to pay him their proportion of the expenses of running the county line between Rhea and Bledsoe, pursuant to an act of Assembly of 1821.

Which was read and referred to the committee on propositions and grievances.

Mr. Walton introduced a bill to amend an act, entitled "an act to establish offices for receiving entries of the vacant and unappropriated lands in the several counties in this state, lying north and east of the Congressional reservation line and north of Tennessee river.

Which was read and referred to the committee on vacant lands.

Mr. Fain presented the return of the clerk of Jefferson county, of the number of captain's companies and justices of the peace in said county, in 1824.

On motion of Mr. Lytle,

Leave of absence was granted to Mr. Grundy until Monday next, in consequence of the sickness of his family.

Mr. Holt submitted the following joint resolution, which was adopted, to wit :

Resolved, That no bill shall be introduced in either branch of this General Assembly, at the present session, after Saturday week, except bills reported by committees ; and that all bills introduced previous to that time shall contain the subject matter, and that titles of bills without the subject matter shall not be received.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolution.

Mr. Balch submitted the following resolution, which was adopted :

Resolved, That it shall be the duty of the attorney-general of the first solicitorial district, if the commissioners of the Nolichucky Navigation Company shall fail or refuse to report to the county court of Greene county, as required of them by an act of the present session of this General Assembly, to institute a suit or suits against said commissioners, or either of them, for such failure or refusal for the amount of money which said commissioners may have in their hands.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate nonconcurred in said resolution.

Mr. Williams submitted the following joint resolution, to wit :

Resolved, That James Hope, Joseph Bird, James Parks, William McGill, and Benjamin Murphy, be appointed Justices of the Peace for Roane county.

Mr. Crockett submitted the following joint resolution, to wit:

Resolved, That John W. Buckner, John Glasscock, and John Page, be, and they are hereby, appointed Justices of the Peace for Gibson county. Which were adopted.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolutions.

Mr. Brady submitted the following joint resolution, which was adopted:

Resolved, That Charles Guyger be, and he is hereby, appointed Notary Public for the county of Rutherford.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

The Senate concurred in said resolution.

Mr. Whitson introduced a bill for the relief of Lewis Bishop. This bill authorizes Lewis Bishop to hawk and peddle in this state, without procuring license, as required by the existing laws on that subject.

On the question, shall said bill pass on its first reading, the yeas and nays were required. There were yeas 20, nays 17.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Cleveland, Cowan of B. Crisp, Crockett, Kelly, Lytle, McClellan, Nelson, Pierce, Reneau, Sharpe, Stephens, Scanland, White, Whitson, Williams, and Watterson.

Those who voted in the negative, are, Messrs. Barnes, Buchanan, Brady, Carriger, Cowan of L. Cheatham, Douglass, Dickson, Fain, Gore, Hogan, Holt, Maury, Polk, Walton, Watkins, and Young.

Mr. Brady introduced a bill for the relief of Blackman Coleman, Rob't H. Dyer and Sam'l R. Rucker:

Mr. Reneau, a bill to give the circuit courts exclusive jurisdiction over actions of trespass:

Mr. Kelly, a bill supplemental to an act, entitled

“an act to regulate the county courts of Rutherford and other counties,” passed Nov. 11th, 1823 :

Mr. Walton, a bill to alter the time of holding the county courts of Bedford county :

Mr. Balch, a bill to alter the time of holding the battalion musters in the 2d battalion of the 90th regiment of militia, and for other purposes :

Mr. Sharpe, a bill to amend an act, entitled “an act to authorize Joseph and John Greer, of Lincoln county, to build a mill dam across Elk river ;” also

A bill to amend an act, entitled “an act authorizing George Caperton, of Franklin county, to open a turnpike road ; and

A bill for the relief of Samuel Murry :

Mr. Cleaveland, a bill to amend an act, entitled “an act to lay off and establish a town on the lands of John Stiffie, of Grainger county :”

Mr. Hogan, a bill for the benefit of the Bean-station turnpike road :

Mr. Nelson, a bill for the relief of John McCullen:

Mr. Lytle, a bill to provide for the adjudication of a certain land claim therein named :

Mr. Pierce, a bill to authorize the county courts west of Tennessee river to lay a tax to complete their public buildings :

Mr. Kelly, a bill to provide for the regulation of Athens, in the county of McMinn :

Mr. Cowan of B. a bill to encourage the erection of salt works in the Hiwassee district :

Mr. Reneau, a bill to regulate the appointment of patrols :

Mr. Crisp, a bill to authorize the county and circuit courts of Lawrence county to be holden in the new court-house in Lawrenceburg.

Which bills were severally read the first time and passed.

Received from the Senate,

A bill for the relief of the heirs of David Kilcrease, deceased ;

A bill to amend the 4th section of an act, entitled "an act for the relief of Tolivar Hughlett and others," passed at Murfreesborough, 12th Nov. 1823;

A bill to compel the commissioners of the Dickson Academy to pay over certain moneys now in their hands;

A bill for the benefit of Charles Augustus Houser and others, heirs and devisees of John Godfrey Houser, deceased; and

A bill for the relief of Roger B. Sappington.

Which were read the first time in this house, and passed.

A bill to authorize the clerk of the circuit court of Claiborne county to build an office for the safe keeping of the records of said court; and

A bill to amend an act, entitled "an act defining the duties of the Nolichucky Navigation Company, and to enlarge the time for settling the business of said company;

Were severally read the third and last time, passed, and ordered to be engrossed.

Mr. Maury withdrew for amendment, a bill to authorize the drawing of a lottery for the purpose of building a masonic hall in the town of Columbia.

Mr. Williams introduced a bill to amend the road laws; which was withdrawn by Mr. Reneau for amendment, who proposed an amendment in lieu of the whole bill; which proposed amendment, together with the original bill, were, on motion of Mr. Cowan of L. ordered to be laid on the table till the first day of January next.

Received from the Senate, a bill to authorize the adjudication of certain land warrants; which was read, and, on motion of Mr. Reneau, made the order of the day for Tuesday next.

Mr. Williams introduced a bill to do justice to Overton and Morgan counties; which was read, and laid on the table indefinitely.

Mr. Barnes introduced a bill for the relief of Alex-

under McClintock; which was read, and referred to the committee on land claims.

A bill for the benefit of the heirs of Willie Cherry, deceased, and

A bill for the relief of Thomas Brown and John Purris,

Were referred to the committee on land claims.

A bill to attach a part of the county of Marion to the county of Franklin, was, on motion of Mr. Sharpe, ordered to be referred to the committee of propositions and grievances.

Mr. Maury introduced a bill for the benefit of Isaiah Turner, which was ordered to be referred to the committee on land claims.

A bill to fix the permanent seats of justice in the counties therein named, was withdrawn by Mr. Pierce for amendment.

Acting the commissioners of the town of Lawrenceburg the manner in which they shall appropriate certain moneys arising from the sale of lots in said town of Lawrenceburg, was read the second time and passed.

On motion of Mr. Watterson,

Mr. Stephens was added to the committee of propositions and grievances.

And then the House adjourned.

SATURDAY, SEPTEMBER 25, 1824.

Mr. Dickson introduced a bill, accompanied by a petition, for the relief of the heirs of Joseph Green.

Ordered, That said bill and petition be referred to the committee on land claims.

Mr. Kelly presented the petition of Benjamin Bond, stating that he has bought, paid for, and comfortably improved, a certain quarter-section of land in the Hiwassee district; that the same falls within a reservation in favor of James Ross, by a treaty with the Cherokee tribe; and praying that the legislature would extend to him such relief as they may think right.

Mr. Cowan of B. presented the petition of sundry citizens of the town of Morganton, praying that they may be compelled to pay such taxes for their lots in said town as are paid for other lands in this state not lying in any town.

Mr. Fain presented the petition of the Manumission Society of Tennessee, containing arguments in favor of, and praying that a law may be made, ameliorating the condition, and providing for the gradual emancipation of the slaves of this state.

Which petitions were referred to the committee of propositions and grievances.

Mr. Barnes presented the petition of sundry persons, praying that an act may be passed incorporating the town of Hardinville; which was ordered to be laid on the table indefinitely.

Mr. Williams presented the clerk's return of the number of captain's companies and peace in the county of Roane.

Mr. Allen, chairman of the committee of propositions and grievances, reported reasonable, the petitions of James Wilson, James Hankins, sundry citizens of Rhea county, and a bill, accompanied by a petition, for the relief of Robert Campbell.

The House concurred in said report.

The reported bill for the relief of Robert Campbell was read the first time and passed.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted a resolution appointing Nathan T. Eden a justice of the peace for Carter county, and ask your concurrence therein.

This House concurred in said appointment.

Mr. Watterson submitted the following resolution:

Resolved, That the Senate meet the House of Representatives, in the Representative Hall, on Tuesday next at 10 o'clock, in joint committee of the whole of both houses, in order that the trustees of the University of North-Carolina, and the trustees

of the colleges in this state, may be heard by their counsel, on the subject embraced in the memorial presented to this General Assembly by the University of North-Carolina.

Ordered, That said resolution lie upon the table till Monday next.

Mr. Whitson submitted the following resolution, which was adopted, to wit:

Resolved by the General Assembly of the State of Tennessee, That Willie B. Oliver be appointed Notary Public for the county of Anderson.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

The Senate concurred in said resolution.

Mr. Brady, from the committee of enrolments, reported the following bills correctly enrolled, to wit:

A bill to authorize the clerk of the circuit court of Claiborne county to build an office for the safe keeping of the records of said court;

A bill to amend an act, entitled "an act defining the duties of the Nolichucky Navigation Company, and to enlarge the time for settling the business of said company.

Which were signed by the Speaker of this House, and ordered to be sent to the Senate.

Mr. Cowan of L. submitted the following resolution, to wit:

Resolved, That the commissioner of West Tennessee be authorized to continue the adjudication of all certificates which were issued by the register of West Tennessee, before he came by the knowledge of the resolution prohibiting the same, until the further will of this Legislature is made known.

After some discussion, Mr. Cowan withdrew said resolution.

On motion of Mr. Douglass,

Mr. Lytle and Mr. Young were added to the committee on land claims.

Mr. Cowan of L. introduced a bill authorizing

Stephen Cole, Eli Cole and William Cole to build a mill dam across Elk river, in Lincoln county.

Mr. Kelly introduced a bill supplemental to an act entitled "an act to amend the 8th section of an act to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee river," passed at Murfreesborough Aug. 22, 1822; also,

A bill to provide for further compensation to James C. Mitchell;

Mr. Young, a bill for the relief of persons holding unoccupied lots in the town of Surgoinsville;

Mr. Crisp, a bill authorizing the appointment of surveyors in the several counties south and west of the Congressional reservation line; also,

A bill prescribing certain duties to the officers therein named;

Mr. Williams, a bill for the relief of Samuel Eskridge; also,

A bill to provide for the holding a special term of the circuit court of Roane;

Mr. Balch, a bill supplemental to an act entitled "an act to amend an act defining the duty of the Nolichucky navigation company and to enlarge the time for settling the business of said company;

Mr. Polk, a bill to establish the town of Mount Pleasant in the county of Maury;

Mr. Brady, a bill for the relief of Elizabeth Roulston and others;

Mr. Sharpe, a bill to change the venue in the case therein named;

Mr. Cleaveland, a bill to modify an act, entitled "an act to prescribe the duties of justices in certain cases;

Mr. Buchanan, a bill to extend the town of McMinnville, in the county of Warren;

Mr. Polk, a bill to prevent the removal of entries, and for other purposes;

Mr. Crockett, a bill to authorize the sheriffs in the

several counties in the Western district to purchase lands at their own sales in certain cases ; also,

A bill to regulate the proceedings of the commissioners for the town of Huntingdon in Carroll county ; and

A bill appropriating the residue of the public money arising from the sale of lots in the town of Jackson :

Mr. Brady, a bill to increase the compensation of witnesses attending the courts of justice in this state :

Mr. Buchanan, a bill to declare Cany-Fork navigable :

Mr. Williams, a bill to allow justices of the peace reasonable compensation for their services ; also,

A bill supplemental to an act to establish a Bank of the State of Tennessee.

Which bills were severally read the first time and passed.

Mr. Pierce, who had withdrawn for amendment, a bill to amend an act, entitled " an act to appoint commissioners to establish the permanent seats of justice in the counties therein named," returned the same with a proposed amendment in lieu of the whole bill, which was adopted.

The said bill, as amended, was then read the third time and passed.

Mr. Hogan introduced a bill for the benefit of William Condray ;

Which was read the first time and rejected.

Mr. Pierce withdrew for amendment, a bill to amend the militia laws of this state :

Mr. Nelson withdrew for amendment, a bill to encourage the erection of salt works in the Hiwassee district :

Mr. McClellan withdrew for amendment, a bill to amend an act authorizing the county courts to furnish tools to overseers of roads.

On motion of Mr. Lytle,

Ordered, That a bill for the relief Thomas Talbot, be referred to the committee on land claims.

Received from the Senate,

A bill to amend an act entitled "an act for the relief of William Kenny," passed Oct. 15, 1823;

A bill for the relief of Isaac Clark;

A bill to authorize the corporation of the town of Reynoldsburg to pass certain by-laws;

A bill more effectually to prevent frauds and perjuries;

A bill for the regulation of a volunteer company in the town of Columbia;

A bill for the relief of James Houston, of Blount county;

A bill the better prescribing the duties of clerks in certain cases and for other purposes;

A bill to amend an act, entitled "an act to reduce the state tax on free polls and other taxable property therein named," passed Nov. 24, 1823;

A bill to restrain idle and disorderly persons from running at large;

A bill to repeal so much of an act passed Nov. 24, 1817, as imposes a tax on Banks not chartered by the laws of this state;

A bill for the relief of Robert Campbell;

A bill to change the lines of the counties therein named, and for other purposes;

A bill supplemental to an act to establish a Bank of the State of Tennessee;

A bill for the relief of Jordan Milam;

A bill for the relief of Lawson Hobson, of Giles county;

A bill for the relief of William Nash;

A bill for the relief of Philip Bush;

A bill for the relief of Edward Conway and John Brevard; and

A bill to authorize the drawing of a lottery to complete the road from Jonesborough, by Elizabethton, to the North-Carolina line.

Which were severally read the first time and passed.

A bill to alter the time of holding battalion musters in the 2d battalion of the 90th regiment of militia, and for other purposes ;

A bill for the relief Charles Bacon ;

A bill for the relief of Lewis Bishop ;

A bill to amend an act, entitled "an act to prevent the disturbance of public worship ;"

A bill to amend the 1st section of an act, entitled "an act for the relief of insolvent debtors with respect to the imprisonment of their persons," passed Oct. 29, 1811 ;

A bill to provide for the regulation of Athens, in the county of McMinn ;

A bill to authorize the county and circuit courts of Lawrence county to be holden in the new court house in Lawrenceburg ;

A bill to render legal and uniform certain legal proceedings ; and

A bill to establish the county of Fayette ;

Were read the second time and passed.

A bill to revive an act, entitled "an act to provide for the sale of Islands in the Hiwassee district," passed at Murfreesborough, Nov. 1823 ;

A bill directing the commissioners of the town of Lawrenceburg the manner in which they shall appropriate certain moneys arising from the sale of lots in said town ;

Were read the third time and passed.

A bill to alter the names and make legitimate the persons therein named, was taken up.

On motion of Mr. Polk,

The second section of said bill was stricken out.

A bill regulating the proceedings of circuit courts in certain cases was taken up and read.

On motion of Mr. Polk,

The third section of said bill, which provides that where any circuit judge is legally incompetent to determine any cause which may be pending in his court, the parties litigant may select some member of

the bar to preside as judge in said cause, and in case the parties cannot agree, the presiding judge shall make the appointment, was stricken out.

The said bills were then read the second time and passed.

A bill for the relief of Samuel Murry,
Was read the second time and rejected.

On motion of Mr. Crisp,
Ordered, That Mr. Sharpe be added to the committee of propositions and grievances.
And then the House adjourned.

MONDAY, SEPTEMBER 27, 1824.

Mr. Jones presented the petition of Jeremiah Fields, praying that his land in the suburbs of the town of Franklin, be exempted from the corporation taxes :

Mr. Kelly presented the petition of Henry Matlock, Daniel Arnwine and Isaac Anderson.

Which said petitions were read and referred to the committee of propositions and grievances.

Mr. Polk presented the petition of David R. Mitchell, praying that a law may be passed authorizing him to correct a mistake made in the calls of an entry made by David C. Mitchell, and since transferred to him, (the said petitioner:)

Mr. Jones presented the petition of Samuel Akin, praying that relief may be extended to him for the loss of certain land taken from him by the interference of a better title.

Which petitions were read and referred to the committee of land claims.

Mr. Maury submitted the following resolutions, to wit :

Resolved by the General Assembly of the State of Tennessee, That the committee on land claims be instructed to examine the evidences of land claims as have been referred to them by this General Assembly, also such as may yet be referred to them, on or before the first day of October next.

Resolved, That such claims as may be reported reasonable by said committee, and concurred in by this General Assembly, may, by the parties concerned, or by their agents respectively, be filed with the commissioner of West Tennessee for adjudication.

Resolved, That it shall be the duty of said commissioner, when examining such claims, to conform strictly to the rules and regulations directed to be observed in similar cases by an act passed at Murfreesborough, the 23d Oct. 1819, chap. 1, and by the 8th section of an act passed 15th Nov. 1821, chap. 53.

Mr. Young submitted the following joint resolution, to wit :

Resolved That it shall be the duty of the surveyor general of the Hiwassee district to report officially to the entry-taker of the Hiwassee district, on or before the 20th of October next, all the quarter sections and fractional quarters in his district that have been appropriated by special acts of the Legislature and authorized to be laid down on his general plan ; also the particular quarter sections on which those certificates issued to John Wear and Samuel McConnel by the Treasurer of East Tennessee, are located, that the entry-taker lay them down on his general plan and file the report of the surveyor general in his office for the information of the people.

Mr. Crockett submitted the following joint resolution, to wit :

Whereas it is represented to this General Assembly, that since the last session of this Legislature, many certificates have been issued by the register of West Tennessee and adjudged valid by the commissioner of West Tennessee, which acts of issuing and adjudging said warrants are believed to be repugnant to the manifest provisions of the laws of this state : Therefore,

Resolved, That a committee be appointed by this House to investigate the conduct of said register and commissioner ; and to enable said committee the more

effectually to prosecute their investigation, the committee shall have power to send for papers and persons.

The said resolutions were severally read, and by a rule of the House, ordered to be laid on the table till to-morrow.

Mr. Fentress, (Speaker,) presented the resignation of Thomas H. Fletcher, of his appointment of solicitor-general of the 8th solicitorial district; which was read, accepted, and ordered to be sent to the Senate.

Mr. Buchanan submitted the following joint resolution, which was adopted, to wit:

Resolved, That John Duncan, Thomas Durham, Wm. Scott, and David W. Anglin, be appointed Justices of the Peace for the county of Warren.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

The Senate concurred.

The following resolution, submitted by Mr. Waterson on Saturday the 25th inst. was taken up:

Resolved, That the Senate and House of Representatives meet, on Wednesday next at 10 o'clock, in joint committee of the whole, in order that the trustees of the University of North-Carolina, and the trustees of the colleges in this state, may be heard by their counsel, on the subject embraced in the memorial presented to this General Assembly by said university.

On the question, will the House adopt said resolution, the yeas and nays were required. There were yeas 24. nays 15.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Buchanan, Carriger, Cleaveland, Cheatham, Clack, Douglass, Dickson, Fain, Grundy, Jones, Kelly, Lytle, Maury, Nelson, Reneau, Sharpe, Scanland, Walton, Watkins, Whitson, Williams, and Waterson.

Those who voted in the negative, are, Messrs. Barnes, Brady, Cowan of L. Cowan of B. Crisp,

Crockett, Gore, Hogan, Holt, McClellan, Pierce, Polk, Stephens, White, and Young.

Ordered, That the clerk carry the said resolution to the Senate, and ask their concurrence therein.

A concurring message was received from the Senate.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in your resolution, appointing a notary public for Anderson county. They have added Mr. Hamilton to the joint committee on land claims, and Mr. Hall to the joint committee on the judiciary. They insist upon your concurrence in their resolution, that the Secretary of State be required forthwith to lay before the General Assembly the original electoral bill on file in his office, passed at the last session of this General Assembly, together with a certified copy of said bill as enrolled, and such other and further information on that subject as may be in his possession.

This House concurred in said insisting message.

Ordered, That the clerk inform the Senate thereof.

Mr. Nelson, who had withdrawn for amendment, a bill to encourage the erection of salt works in the Hiwassee district, returned the same, with several proposed amendments, which were adopted.

The said bill, as amended, was then passed the second time.

Mr. Kelly introduced a bill authorizing the loan of certain moneys to citizens of the Hiwassee district ; also a bill to authorize the county court of Bledsee to lay a tax :

Mr. Balch, a bill for the relief of Thomas Hoge and others :

Mr. Brady, a bill to provide for the payment of certain costs therein mentioned :

Mr. Barnes, a bill to incorporate the town of Hardinville, in the county of Hardin, and for other purposes.

Which bills were read the first time and passed.

A message from the Senate, by *Mr. Dance*, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed an enrolled bill, entitled, an act to revive an act, entitled “an act to provide for the sale of the islands in the Hiwassee district,” passed at Murfreesborough, November 28th, 1823.

The Speaker of this House signed said act.

Ordered, That the clerk deposit the same in the office of the Secretary of State.

Mr. Dickson introduced a bill to amend an act, entitled “an act to establish offices for receiving entries for the vacant land in the several counties in this state lying north and east of the Congressional reservation line, and north of Tennessee river ;” which was read, and ordered to be laid upon the table.

A message from the Senate, by *Mr. Dance*, their clerk :

Mr. Speaker—The Senate have adopted a resolution, that a joint select committee be appointed to take into consideration the compromise of suits effected by the commissioners appointed for that purpose, between certain Indian reservees, and purchasers of land at the Hiwassee land sales ; and ask your concurrence therein. They have appointed Messrs. Overton, Webster, and Brown of G. to be of said committee on the part of the Senate.

This House concurred with the Senate in said resolution, and appointed Messrs. Grundy, Young, Maury, Reneau, Dickson, and Sharpe, to be of said committee on the part of the House of Representatives.

The hour having arrived, at which, by joint resolution, the Senate were to meet the House of Representatives, in the Representative Hall, for the purpose of electing a Solicitor-General for the 16th solicitorial district, a Surveyor-General for the 9th surveyor's district, and County Surveyors for the counties of Sullivan, Grainger, and Anderson,

Ordered, That the clerk inform the Senate, that the hall of the House of Representatives is now prepared to receive them for the purpose of going into the said elections.

Whereupon Mr. Speaker and gentlemen of the Senate appeared and took their seats within the bar of this House.

The two houses then proceeded to the election of a Solicitor for the 16th solicitorial district; when, on the third balloting, upon counting out the votes, it appeared that Mr. Lucas Kennedy was elected, having a majority of the whole number of votes.

The two houses then proceeded to the election of Surveyor-General for the ninth surveyor's district; when it appeared, upon counting the votes, that Mr. John Purdy was duly elected.

Abram Greeg was elected Surveyor for Sullivan county, William Dickson for Grainger county, and Aaron Slover for the county of Anderson.

Whereupon, Mr. Speaker of the Senate proclaimed the above-named gentlemen duly and constitutionally elected to the appointments for which they polled.

Mr. Speaker and gentlemen of the Senate then withdrew to their own chamber, and this House again resumed the business of legislation.

Mr. Pierce, who had withdrawn a bill to establish the 13th and 14th brigades of militia, and for other purposes, returned the same; which was laid upon the table indefinitely.

Mr. Maury, who had withdrawn for amendment, a bill to authorize the drawing of a lottery for the purpose of building a masonic hall in the town of Columbia, returned the same, with a proposed amendment, providing for the erection of a masonic hall in a similar manner in the town of Franklin. The said amendment was adopted, and the bill passed upon its third reading.

Mr. McClellan, who had withdrawn for amendment, a bill to amend an act authorizing the county

courts to furnish tools to overreers of roads, returned the same, with a proposed amendment in lieu of the 1st section; which was adopted, and the bill passed upon its third reading.

A bill for the relief of Charles Bacon, was read the third time, and rejected.

Mr. Brady withdrew for amendment, a bill to amend an act, entitled "an act to establish a Bank of the State of Tennessee.

Mr. Crockett withdrew a bill to establish the county of Fayette.

And then the House adjourned.

TUESDAY, SEPTEMBER 28, 1824.

Mr. White presented the petition of a number of citizens, praying that the charter of Robert Officer and Thomas Francher, to that part of the turnpike road leading from the eastern to the western foot of Cumberland mountain, which lies between Kimmer's and the White Plains, may be extended.

Mr. Gore presented the petition of several hundred persons, praying that the charter of the Cumberland turnpike road, and that of one contemplated to be opened from Johnson's stand to the Sequatchee valley; may be blended, and that the charter be granted to James Peak, of White county, and James Peak and John Johnson, of Overton county.

Which were read, and referred to the committee on internal improvements.

Mr. Kelly presented the petition of Robert Gamble, praying that the legislature may afford him the means of making a compromise with certain reserves; which was referred to a joint select committee raised for that purpose.

Mr. Cowan of B. presented the petition of George Jameson, praying remuneration for certain services rendered the government; also the petition of Elijah Vinzant, praying that he may be permitted to enter a quarter-section of land at a reduced price. Which

were referred to the committee of propositions and grievances.

Mr. Cleaveland presented the accounts of John W. Rouchs and Robert Willis for guns lost by them in the last war.

Which were referred to the committee on claims.

Received from the Senate,

A bill, with accompanying documents, for the relief of Jacob Peck and Arthur L. Campbell.

Which was read, and referred to the committee on land claims.

The resolutions submitted by Mr. Maury on yesterday, giving instructions to the committee on land claims and the commissioner of West Tennessee, were taken up, read and adopted.

Ordered, That the clerk transmit said resolutions to the Senate, and ask their concurrence therein.

Mr. Sharpe submitted the following joint resolution, which was adopted, to wit :

Resolved, That the Senate meet the House of Representatives in the Representative Hall on Friday next at 12 o'clock, for the purpose of electing a solicitor-general for the 8th solicitorial district ; also, an entry-taker for the county of Lincoln.

The Senate concurred in said resolution.

Mr. Holt submitted the following joint resolution, to wit :

Resolved, That the Senate meet the House of Representatives in the Representative Hall on Friday the first of October, for the purpose of inquiring, in joint committee of the whole of both Houses, into the expediency and propriety of the call of a convention, to revise and amend the constitution of the State of Tennessee.

On the question, will the House adopt said resolution ? the yeas and nays were required ; there were yeas 26, nays 13.

Those who voted in the affirmative, are, Messrs. Speaker, Balch, Buchanan, Brady, Cleaveland, Crisp,

Cowan of L. Cheatham, Clack, Crockett, Dickson, Grundy, Holt, Jones, Kelly, Lytle, Maury, Pierce, Polk, Sharpe, Stephens, Scanland, White, Whitson, Williams, and Watterson.

Those who voted in the negative, are, Messrs. Allen, Barnes, Carriger, Cowan of B. Douglass, Fain, Hogan, McClellan, Nelson, Reneau, Walton, Watkins, and Young.

Ordered, That the clerk transmit said resolution to the Senate, and ask their concurrence therein.

The Secretary of State, in obedience to a call made on him, by joint resolution of this General Assembly, presented to this House the original electoral bill and the enrolled bill on that subject. Which were received and ordered to be sent to the Senate.

Mr. Williams submitted the following joint resolution, which was adopted, to wit :

Resolved, That Mitchell Webb, Isaac Balwin, Richard Butler, Wm. L. Davison and John Godred be appointed Justices of the Peace for Morgan county.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

Mr. Stephens submitted the following joint resolution, which was adopted, to wit :

Resolved, That Thomas Bacon, John D. Lynch, and James Davis be appointed Justices of the Peace for the county of Marion.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

A bill more effectually to suppress gaming, was taken up and read.

Mr. Grundy moved to strike out that part of the 5d section of said bill, which provides, that any justice of the peace, constable, or other person, who shall give information to the grand jury, of any act of unlawful gaming, shall be allowed five dollars, to be taxed in the bill of costs, provided the delinquent defendant may have sufficient property out of which said costs can be made.

The yeas and nays were called for on motion. There were yeas 29, nays 8.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Barnes, Buchanan, Brady, Carriger, Cleaveland, Cowan of L. Cheatham, Clack, Crisp, Crockett, Fain, Douglass, Grundy, Holt, Jones, Kelly, Lytle, McClellan, Maury, Nelson, Peirce, Sharpe, Scanland, Walton, Watkins, Williams, and Young.

Those who voted in the negative, are, Messrs. Cowan of B. Dickson, Hogan, Polk, Reneau, Stephens, White, and Watterson.

So the motion for striking out prevailed.

The said bill was then read the second time, and put upon its passage; when the yeas and nays were called for. There were yeas 31, nays 6.

Those who voted in the affirmative, are, Messrs. Allen, Barnes, Buchanan, Brady, Carriger, Clack, Cleaveland, Cheatham, Cowan of B. Crisp, Douglass, Dickson Fain, Grundy, Hogan, Holt, Kelly, Lytle, McClellan, Maury, Pierce, Polk, Reneau, Sharpe, Stephens, Scanland, Walton, Watkins, Watterson, White and Young.

Those who voted in the negative, are, Messrs. Speaker, Cowan of L. Crockett, Jones, Nelson, and Williams.

Mr. Crockett, who had withdrawn for amendment, a bill to establish the county of Fayette, returned the same, with several proposed amendments, which were adopted.

Ordered, That the clerk ask the concurrence of the Senate in said amendments.

A bill for the relief of Lewis Bishop, was read the third time and passed.

Mr. Balch introduced a bill for the relief of the Paint-mountain turnpike company :

Mr. Allen, a bill to divorce John Roberts from Agnes Roberts :

Mr. Whitson, a bill for the benefit of John Parks, Thomas Southerland and others :

Mr. Sharpe, a bill to authorize the trustees of Carrick Academy to sell and convey the lot on which said academy stands :

Mr. White, a bill authorizing the persons therein named to build a fish trap across the south sluice of Cany-fork :

Mr. Grundy, a bill for the relief of Joseph Phillips;

Mr. Williams, a bill for the relief of James Blair: also

A bill for the relief of James Hankins.

Which bills were severally read the first time and passed.

Mr. Crisp introduced a bill for the benefit of the persons therein named.

Ordered, That said bill be referred to the committee of propositions and grievances.

Mr. Brady introduced a bill, with accompanying documents, authorizing the commissioner of West Tennessee to examine grant No. 342, and issue certificate warrants for the number of acres taken by better title; which was referred to the committee on land claims.

Mr. Grundy withdrew for amendment, a bill authorizing the loan of certain moneys to the citizens of the Hiwassee district.

Received from the Senate,

A bill to incorporate the town of Lexington, in the county of Henderson :

A bill supplemental to an act, entitled "an act to authorize John W. Simpson, &c. to open and establish a turnpike road," passed 7th Nov. 1823 :

A bill for the relief of the settlers south and west of the Congressional reservation line ;

A bill for the relief of sheriffs.

Which were read the first time and passed.

A bill to change the venue in the case therein named, was read the second time and passed.

A bill to prescribe the duties of the county courts in this state, as to grand jurors, and

A bill directory to the president and directors of the Bank of the State of Tennessee,
Were read and rejected.

Mr. Whitson withdrew for amendment, a bill to extend the term of the Anderson circuit court.

Mr. Cowan withdrew for amendment, a bill to amend an act, entitled "an act to authorize Joseph and John Greer, of Lincoln county, to build a mill dam across Elk river."

Mr. Pierce, a bill authorizing the sheriffs in the several counties in the western district to purchase lands at their own sales in certain cases.

Mr. Williams introduced a bill for the relief of John Eblin; which was laid upon the table.

And then the House adjourned.

WEDNESDAY, SEPTEMBER 29, 1824.

Mr. Dickson laid before the House a memorial of Montgomery Bell, of the county of Dickson, praying a loan from the state of a sum of money for a limited time, to enable him to carry into operation certain manufacturing establishments in said county of Dickson, called and known by the name of rolling and slitting mills; which was read, and ordered to be sent to the Senate.

On motion, it was

Resolved, That a joint select committee be raised, for the purpose of taking into consideration the above memorial, and reporting upon the same; whereupon, Messrs. Maury, Grundy, Dickson, Brady, Nelson, Young, Hogan, and Jones, were appointed on the part of the House.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Speaker presented the petition of Sally Miller, praying to be divorced from Hosea Miller:

Mr. Polk, the petition of Polly Hicklin, praying to be divorced from her husband Avery M. Hicklin:

Mr. White, the petition of Wm. Stewart, praying to be divorced from his wife Elizabeth Ste-

Mr. Grundy, the petition of Benjamin Caps, praying that he may be divorced from his present wife:

Mr. Lytle, the petition of Reuben Doughty, praying that the bonds of matrimony existing between him and Elizabeth Doughty may be dissolved:

Mr. Cowan of L. the petition of Hannah Conner, praying to be divorced from John B. Conner:

Mr. Fain, the petition of John Baker, praying to be paid for a gun lost by him in the service of his country:

Mr. Stephens, the petition of sundry persons, praying that an act may be passed requiring the treasurer of East Tennessee to refund to John Hambleton the sum of money paid by him for one hundred and sixty acres of land, which he has since discovered is a part of the land set apart for the use of schools:

Mr. Buchanan, the petition of H. O. T. Heald, praying that an act may be made directing the treasurer of West Tennessee to pay to him the amount which he is entitled to demand from the treasurer of Warren county, as jailer of said county, for the reason that the treasury of said county is reduced to bankruptcy.

Ordered, That said several petitions be referred to the committee on propositions and grievances.

Mr. Hogan presented the petition of John Wallen, with accompanying documents, praying that a certificate may be issued to him for land which he has lost by the interference of better title; which were referred to the committee on land claims.

Mr. White presented the petition of John Payne, praying that an act may be passed releasing him from certain fines imposed upon him by a court-martial, as captain of a company; which was referred to the committee on military affairs.

Mr. Grundy, from the committee on internal improvements, reported, that the petition of James Peak and others is unreasonable, and the prayer thereof ought not to be granted; that the petition of Robert

Officer and Thomas H. Fansher is reasonable, and that the prayer thereof ought to be granted, also a bill in conformity with said petition, entitled a bill to extend the charter of that part of the Cumberland turnpike road which lies between Kimmer's and the western foot of Cumberland mountain, near White Plains, and for other purposes; which was read the first time and passed.

Mr. Clack submitted the following joint resolution, which was adopted:

Resolved, That Ephraim M. Massy, Jones H. Groves, Jesse Allen, and James Perry, be appointed Justices of the Peace in Giles county.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Polk introduced a bill for the relief of Samuel Stockard; which was read the first time and passed.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act to authorize the drawing of a lottery for the purpose of building a masonic hall in the towns of Columbia and Franklin:

An act directing the commissioners of the town of Lawrenceburg the manner in which they shall appropriate certain moneys arising from the sale of lots in said town:

An act to amend an act, entitled "an act appointing commissioners to establish the permanent seats of justice in the counties therein named," passed Nov. 13th, 1823; and

An act for the relief of Lewis Bishop.

The Speaker of this House signed said acts.

Ordered, That the clerk deposit them in the office of the Secretary of State.

A bill to provide for the election of electors of President and Vice President of the United States, was read the third time and passed.

The hour having arrived at which, by joint resolution, the two houses were to meet in joint committee of the whole, for the purpose of hearing the counsel of the University of the state of North-Carolina, and the counsel of the colleges of this state, in support of the claims of said institutions to have certain military land warrants located on vacant and unappropriated lands within the bounds of this state,

Ordered, That the clerk inform the Senate, that the hall of the House of Representatives is prepared to receive their body, for the above-mentioned purposes.

Whereupon, Mr. Speaker and the gentlemen of the Senate appeared and took their seats within the bar of this House.

On motion, the two houses resolved themselves into joint committee of the whole, Mr. Hamilton in the chair.

On motion of Mr. Grundy, it was

Ordered, That the clerk inform the counsel of those seminaries whose claims are to be discussed, that the General Assembly is now prepared to hear any arguments they may have to advance.

Whereupon, William L. Brown, Esquire, counsel of the University of North-Carolina, and Henry Crabb, Esquire, counsel for the colleges of the state of Tennessee, appeared at the bar of this House, when they were invited by the Chairman to take seats within the bar.

The memorial of the trustees of the University was then read at the clerk's table, when the gentlemen counsel were informed by the Chairman, that the committee were now ready to hear their arguments.

The arguments of the counsel being concluded, on motion of Mr. Grundy, the committee rose, and the Senate repaired to their own chamber.

The Speaker having resumed the chair, the House entered again upon the business of legislation.

Mr. Grundy submitted the following resolution, to wit:

Resolved by the General Assembly of the State of Tennessee, That the commissioner for the adjudication of North-Carolina land claims proceed forthwith, to adjudicate the warrants issued by the state of North-Carolina to the University of that state.

Ordered, That said resolution lay upon the table until to morrow.

A bill to establish the county of Fayette.

Was read the third and last time in both houses, passed, and ordered to be engrossed.

A bill to establish the 13th and 14th brigades of militia and for other purposes,

Was read the second time and passed.

Mr. Crockett's resolution proposing to raise a committee to inquire into the conduct of the register and commissioner of West Tennessee, was taken up; and on the question, will the house adopt said resolution? the yeas and nays being required, there were yeas 7, nays 27.

Those who voted in the affirmative, are, Messrs. Barnes, Cleaveland, Crockett, Nelson, Pierce, Polk, and Watkins.

Those who voted in the negative, are, Messrs. Speaker, Allen, Brady, Carriger, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Fain, Grundy, Hogan, Holt, Jones, Kelly, Lytle, McClellan, Maury, Reneau, Sharpe, Stephens, Scanland, Walton, White, Whitson, Watterson and Young.

And so the resolution was rejected.

A message from the Senate, by Mr. Dance, their clerk;

Mr. Speaker—The Senate concur in your resolution that the solicitor general of the 8th solicitorial district be elected on Friday next, at 12 o'clock, and that an entry-taker for Lincoln county be at the same time elected. They concur in your resolution concerning the call of a convention. They concur in your resolution appointing justices of the peace for the county of Warren.

And then the House adjourned.

THURSDAY, SEPTEMBER 30, 1824.

Mr. Douglass presented the petition of Polly Minor, praying to be divorced from her husband William Minor.

Which was referred to the committee of propositions and grievances.

Mr. Buchanan presented the petition of sundry citizens of Warren county, praying that certain persons may be appointed Justices of the Peace; that the navigation of Cany Fork may be improved, and that the constitution of this state may be revised.

Which was laid upon the table.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in the resolution of this House, giving instructions to the committee on land claims and directions to the commissioner. They also concur in your resolution prescribing certain duties to the surveyor general and entry-taker of the Hiwassée district.

They have adopted a resolution that a joint select committee be appointed, to whom shall be referred all the petitions from the citizens residing in the district of country south of French-Broad and Holston, and between the rivers Big-Pigeon and Tennessee and north of Little Tennessee river, and have appointed Messrs. Gillespy, Williamsop and Hamilton to be of said committee on the part of the Senate.

This House concurred in said resolution.

Ordered, That the clerk inform the Senate thereof.

Mr. Brady submitted the following resolutions, which were adopted :

Resolved by the General Assembly of the State of Tennessee, That the President and Directors of the Bank of the State of Tennessee, forthwith transmit to the several agencies of the different counties in this state their due proportions of the moneys received into said Bank for the vacant and unappropriated lands lying north and east of the Congressional reservation

line, according to the provisions of the act establishing said bank, and the directions of an act, entitled "an act to establish offices for receiving entries for the vacant lands in the several counties in this state lying north and east of the Congressional reservation line and north of Tennessee river."

Resolved, That as to moneys hereafter received by the entry-takers, the provisions of the foregoing resolution shall from time to time be carried into effect.

Ordered, That the clerk carry said resolutions to the Senate, and ask their concurrence therein.

Mr. Crockett submitted the following resolution, which was adopted :

Resolved, That Amos Randal, Robert Johnston, James Right, Jacob Dulaney and Isaac Lewellen be appointed Justices of the Peace for Perry county, and Drury Middleton, Samuel Temple, Geo. P. Wallace, James Baker, Thomas Johnson, John Wilks and James Read, for the county of Henderson.

Mr. White submitted the following resolution, which was adopted :

Resolved, That James Snodgrass and Layman Leftwick be appointed Justices of the Peace for the county of White.

Mr. Jones, the following, which was also adopted, to wit :

Resolved, That Andrew McCrady, Daniel Baugh, Mark L. Andrews, Henry L. Crutcher, Moses T. Span and Thomas S. King be appointed Justices of the Peace for the county of Williamson.

Mr. Lytle, the following, which was adopted, to wit :

Resolved, That James Marshall, Enoch P. Connel, John M. Lovel, Harbert Towns and David Roulstone be appointed Justices of the Peace for the county of Davidson.

Mr. Grundy submitted the following resolution, which was adopted :

Resolved; That Leonard P. Cheatham be appointed a Trustee of Cumberland College, in the place of James Trimble, deceased.

Ordered, That the clerk inform the Senate of said several resolutions and ask their concurrence therein.

Mr. Polk submitted the following resolution, which was adopted :

Resolved, That a select committee be appointed to inquire into the number of captain's companies and the number of Justices of the Peace in the several counties in this state, and report the same to this House.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in your resolution appointing Justices of the Peace for the counties of Marion and Giles. And also in your resolution, that the memorial of Montgomery Bell be referred to a joint select committee; they have appointed Messrs. Overton, Hall, Carter and David to be of said committee on their part.

They have adopted a resolution appointing Benjamin Gamble a Justice of the Peace for the county of Bedford, and Henry Kirk, Henry M. Johnson, Daniel Johnson, Robt. G. Thompson, William Owens, Edward Tarver, Lawrence G. Evans, David Jarnigan, Daniel Clift, Wm. Ramsey and John T. Patterson, for the county of Fayette.

This House concurred in said resolution.

Ordered, That the clerk inform the Senate thereof.

Mr. Brady, from the committee of enrolments, reported the following bill correctly enrolled, to wit:
An act to establish the county of Fayette.

The Speaker signed the said enrolled bill.

Ordered, That the clerk carry said enrolled bill to the Senate and inform them thereof.

Mr. Speaker laid before the house the petition of Robert G. Kelsey, containing charges against, and imputing high crimes and misdemeanors to John

Brown, surveyor-general of the eighth surveyor's district, and praying that the house may take such steps against the said John Brown as the laws direct and to them might seem proper.

On motion of Mr. Brady,

A committee was raised to examine into and report upon said petition and charges.

Mr. Speaker appointed Messrs. Maury, Carriger, Nelson, Brady and Douglass to constitute said committee.

A bill to provide for the compensation of James C. Mitchel,

Was read and laid upon the table till the first day of January next.

A bill to increase the compensation of witnesses attending courts of justice in this state, was taken up and read. This bill provides, that witnesses attending courts out of their own counties, either in criminal or civil cases, shall be allowed \$1 25 for each day they may necessarily have to attend as witnesses, and the same amount for every twenty-five miles they may necessarily have to travel to get to the court so without the county in which they reside. And further, that witnesses shall be allowed seventy-five cents per day for their attendance at the courts within the county in which they reside.

On the passage of said bill, the yeas and nays were required; there were yeas 21, nays 17.

Those who voted in the affirmative, are, Messrs. Speaker, Balch, Brady, Cleaveland, Cowan of L. Clack, Crisp, Crockett, Dickson, Holt, Gore, Jones, McClellan, Maury, Sharpe, Scanland, Watkins White, Whitson, Williams and Watterson.

Those who voted in the negative, are, Messrs. Allen, Barnes, Buchanan, Carriger, Cowan of B. Douglass, Fain, Grundy, Hogan, Kelly, Lytle, Nelson, Polk, Reneau, Stephens, Walton, and Young.

And so the said bill passed upon its second reading.

Mr. Cowan of L. introduced a bill to declare what shall be considered a resignation of a justice of the peace in this state. This bill provides, that the removal of a justice of the peace from the bounds of the captain's company for, and in which he was appointed, shall be tantamount to a resignation of his office, and vacate the same.

The said bill was read the first time and put upon its passage, when the yeas and nays were required; there were yeas 8, nays 30.

Those who voted in the affirmative, are. Messrs. Barnes, Cowan of L. Crockett, Lytle, Reneau, Scanland, White and Williams.

Those who voted in the negative, are, Messrs. Speaker, Allen, Balch, Buchanan, Brady, Carriger, Cleaveland, Cowan of B. Cheatham, Crisp, Douglass, Dickson, Fain, Gore, Grundy, Hagan, Holt, Jones, Kelly. McClelland, Maury, Nelson, Polk, Sharpe, Stephens, Walton, Watkins, Whitson, Watterson and Young.

So the said bill was rejected on its first reading.

A bill to allow justices of the peace reasonable compensation for their services, was taken up, read and put upon its passage, when the yeas and nays were required; there were yeas 14, nays 23.

Those who voted in the affirmative, are, Messrs. Barnes, Brady, Carriger, Cowan, of B. Crisp, Crockett, Dickson, Fain, Hogan, Kelly, Nelson, McClellan, Sharpe and Williams.

Those who voted in the negative, are, Messrs. Speaker, Allen, Balch, Buchanan, Cleaveland, Cowan, of L. Douglass, Gore, Grundy, Holt, Jones, Lytle, Maury, Polk, Reneau, Stephens, Scanland, Walton, Watkins, White, Whitson, Watterson and Young.

Mr. Walton moved to strike out the fourth section of a bill for the relief of Wm. Bratton and others, which was done.

Ordered. That said bill be referred to the committee on land claims.

Mr. Sharpe introduced a bill for the relief of Wm. P. Anderson; which was referred to the committee on land claims.

Mr. Brady withdrew for amendment, a bill to define the penalties which may be inflicted by the courts for contempts :

Mr. Gore, a bill to do justice to Overton and Morgan counties ;

Mr. Barnes, a bill to deal out justice more equally.

Mr. Cowan of L. who had withdrawn for amendment, a bill to amend an act, entitled "an act to authorize Joseph and John Greer, of Lincoln county, to build a mill dam across Elk river," returned the same, with several proposed amendments, which were adopted.

The said bill was then read the second time and passed.

Mr. Williams introduced a bill to appoint a commissioner to reduce the limits of Overton county :

Mr. Grundy, a bill to alter the time of holding the supreme court of errors and appeals :

Mr. Polk, a bill for the relief of James Whitsett :

Mr. Hogan, a bill for the benefit of the securities of surveyors and entry-takers north and east of the Congressional reservation line, and north of Tennessee river :

Mr. Watterson, a bill for the relief of Benjamin McQuistain :

Mr. Jones, a bill for the better regulation of the taxation of stud horses :

Mr. Balch, a bill authorizing the sheriff of Greene county to appoint an additional deputy :

Mr. Williams, a bill to revive an act, entitled "an act to provide for establishing a new court-house in the county of Morgan," passed July 22d, 1820 :

Mr. Allen, a bill for the relief of Charles Holland :

Mr. Buchanan, a bill to authorize Aaron Schoolfield and others to open a turnpike road :

Mr. Williams, a bill to establish the seventeenth solicitorial district.

Which bills were severally read the first time and passed.

A bill for the relief of James Hankins ;

A bill for the benefit of Conrod Wassam ;

A bill for the benefit of such persons as may be engaged in the boating business ; and

A bill to give the circuit courts exclusive jurisdiction in actions of trespass,

Were severally read the second time and passed.

A bill to restrain idle and disorderly persons from running at large ;

A bill for the relief of Robert Campbell ;

A bill for the benefit of John Parks, Thomas South-erland and others ;

A bill authorizing the persons therein named to build a fish trap across the south sluice of Cany-fork ;

A bill for the relief of Joseph Philips ;

A bill for the relief of George Wilson ;

A bill to establish the town of Mount Pleasant, in the county of Maury ;

A bill for the encouragement of iron works ;

A bill to declare Cany-fork navigable ;

A bill concerning the estates of idiots and lunatics ;

A bill for the relief of the settlers south and west of the Congressional reservation line ;

A bill to incorporate the town of Lexington, in the county of Henderson ;

A bill supplemental to an act, entitled " an act to authorize John W. Simpson, &c. to open and establish a turnpike road," passed 7th Nov. 1823 ;

A bill to provide for holding a special term of the circuit court of Roane ;

A bill to authorize the adjudication of certain land warrants, was taken up, and ordered to be referred to the committee on land claims.

Mr. Sharpe withdrew for amendment, a bill authorizing Stephen Cole, Eli Cole and Wm. Cole to

build a mill dam across Elk river, in Lincoln county.

Mr. Holt introduced a bill supplemental to an act, entitled "an act to establish offices for receiving entries for the vacant lands in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river; which was read, and withdrawn by Mr. Cowan of L. for amendment.

A bill to extend the term of the Anderson circuit court, and

A bill to amend the judiciary system of this state, Were read the first time and passed.

A bill for the relief of the persons holding unoccupied lots in the town of Surgoinville, as amended by Mr. Buchanan, was read the second time and passed.

A bill to alter the name and make legitimate the person named, was read the third time and passed.

And then the House adjourned.

FRIDAY, OCTOBER 1, 1824.

Mr. Buchanan presented the petition of Pleasant Henderson, praying that the register of West Tennessee may be authorized, by an act of assembly, to issue a certificate for three thousand acres, which has been lost by a judicial decision.

Mr. Nelson introduced a bill, with accompanying documents, to authorize the Secretary to adjudicate certain land claims:

Mr. Dickson, a bill, with documents, for the relief of Spillsby Kibble; also

A bill for the benefit of Willoby Ethridge and Peyton Robertson:

Mr. Brady, a bill for the relief of Geo. McCracken; also

A bill for the relief of Henry Trott and Henry D. M'Broom; and

A bill for the relief of Joseph Youree.

Ordered, That said petitions and bills be referred to the committee on land claims.

Mr. Kelly presented the petition of Jesse Mayfield, praying the enactment of a law directing the treasurer of East Tennessee to place certain sums of money to his credit, in the payment for a certain quarter-section of land therein designated.

Ordered. That said petition be referred to the joint select committee appointed to investigate certain compromises between Indian reserves and purchasers at the Hiwassee land sales.

Mr. Crockett presented a petition of Samuel, Thomas and Robert Dougan, praying that the sheriff of Carroll county may be authorized to receive taxes from them on certain tracts of land, for the number of acres only which are named in their deeds for said lands.

Ordered. That said petition be referred to the committee of propositions and grievances.

Mr. Crisp presented the petition of sundry citizens of Lawrence county, praying that John McCracken may be appointed justice of the peace.

Ordered. That said petition be referred to the committee on the subject of justices of the peace and captains' companies.

Mr. Whitson submitted the following joint resolution, which was adopted, to wit:

Resolved, That the Secretary of State be directed to forward to the counties of Weakley, Obion, Dyer, Gibson, McNairy, Tipton, Haywood, Hardeman and Fayette, one copy each of the acts of the General Assembly of 1821, for the use of the town commissioners of each county.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

Mr. Crockett submitted the following joint resolution, which was adopted, to wit:

Resolved, That David W. Wood, Nathaniel Steel, West Harris, James Tippet, and William B. Roberson, be, and they are hereby, appointed Justices of the Peace for the county of Hardeman.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Grundy, who had withdrawn for amendment, a bill authorizing the loan of certain moneys to the citizens of the Hiwassee district, returned the same, with a proposed amendment in lieu of the whole bill, which was adopted, and ordered to be laid upon the table.

Mr. Pierce, who had withdrawn a bill authorizing the sheriffs of the several counties in the western district to purchase lands at their own sales in certain cases, returned the same.

Mr. Sharpe introduced a bill regulating the duties of owners of cotton gins.

Which bills were read and rejected.

Mr. Nelson introduced a bill authorizing the different courts in this state to tax prosecutors with costs in certain cases :

Mr. Carriger, a bill authorizing the justices of the peace in Williamson county to take the deposition of John McAlister ; also

A bill to provide for the payment of the members, clerks and doorkeepers of the present General Assembly, and to defray the necessary contingent expenses thereof.

Which were read the first time and passed.

The hour having arrived at which, by joint resolution, the Senate were to meet the House of Representatives, in the Representative Hall, for the purpose of electing a Solicitor-General for the eighth solicitorial district, and an Entry-taker for Lincoln county,

Ordered, That the clerk inform the Senate, that the hall of this House is now prepared to receive their body.

Whereupon, Mr. Speaker and the gentlemen of the Senate appeared, and took their seats within the bar of this House.

The two houses then proceeded to the election of a Solicitor-General for the eighth solicitorial district ;

when, upon comparing the ballots on the second balloting, it appeared that Mr. James Fulton had a majority of the whole number of votes. Whereupon, Mr. Speaker of the Senate proclaimed, that Mr. James Fulton was duly and constitutionally elected Solicitor-General of the eighth solicitorial district.

Mr. William P. Martin was then, by vote, elected Entry-taker of Lincoln county.

Mr. Speaker and the gentlemen of the Senate then withdrew to their own chamber.

A bill for the relief of the trustees of Carrick Academy, was read the second time and passed.

Mr. Grundy introduced a bill for the relief of Josiah Nowell and Job Gorgis; which was referred to the committee on land claims.

Upon motion of Mr. Grundy, the House resolved itself into a committee of the whole, Mr. Maury in the chair, for the purpose of taking into consideration the resolution submitted by him on Wednesday last, directing the commissioner for the adjudication of N. Carolina land claims to proceed forthwith to adjudicate the warrants issued by the state of North-Carolina, to the university of that state. After some time spent in the consideration of said resolution, the committee rose. The chairman reported progress, and asked leave to sit again, which was granted.

And then the House adjourned.

SATURDAY, OCTOBER 2, 1824.

Mr. Jones presented the petition of Newton Cannon, for himself and as agent for John Stomes, praying that a law may be passed authorizing them to demand and receive a certificate or warrant for the quantity of acres that they have lost by the interference of a better title :

Mr. Polk, the petition of Joseph Brown and Adam B. Hudson, praying that an act may be passed authorizing them to receive certificate warrants for lands which they have been unable to identify ; also

The petition of Joseph B. Porter and Isaac E. Fiererson, praying to be authorized to draw certificate warrants for like reasons ;

Mr. Cowan of L. the petition of Brice M. Garner, praying that he may be permitted to obtain a certificate warrant for 115 acres of land, which has been taken from him by the older and better claim of John Edminston;

Mr. Lytle introduced a bill for the relief of Benjamin Jones and others ; also,

A bill to amend an act, entitled " an act for the relief of the persons therein named," passed Nov. 25, 1823.

Which bills and petitions were ordered to be referred to the committee on land claims.

Mr. Young presented the petition of the securities of Jesse Walker, and sundry other citizens in their behalf, praying that they may be released from the penalty of their recognizance, which has been forfeited by the said Walker's not appearing at the last April term of the circuit court of Hawkins county :

Mr. Fain, the petition of sundry citizens of Sevier county, praying to be attached to Jefferson county.

Which were referred to the committee on propositions and grievances.

Mr. White presented the petition of sundry citizens of White county, praying that so much of the 27th section of an act, entitled " an act to establish offices for receiving entries of the vacant lands in the several counties in this state north and east of the Congressional reservation line and north of Tennessee river, as reserves from entry all the vacant lands within five miles of the Fallingwater and the Harriet iron works in White county, near Sparta," be repealed ;

Mr. Cowan of L. presented the petition of William Patterson ; and

Mr. Grundy introduced a bill reserving the tract of land therein described :

Which were ordered to be referred to the committee on vacant lands.

Mr. White presented the petition of sundry citizens of White county, praying to have a new company laid off and a new place of elections.

Which was referred to the committee on military affairs.

Mr. Gore presented the petition of sundry persons praying that the county lines of Fentress county, as run by Douglass, may be established.

Which was referred to the committee on new counties.

Mr. Holt presented the petition of sundry citizens of Bedford county, praying that warrants which have been located on lands north and east of the reservation line may not be permitted to be removed, and the land on which they were located entered at 12½ cents per acre under an act of 1823; also, that where they have been lifted and the land entered as aforesaid, that grants may not be issued to said entries.

Which was read and ordered to be sent to the Senate.

Mr. Buchanan introduced a bill to prevent sheriffs and constables from charging commission fee in certain cases; also,

A bill to compel criminals to give security in certain cases;

A bill for the relief of Thomas Hopkins;

A bill giving justices of the peace jurisdiction in cases of assault and battery;

A bill respecting costs in criminal prosecutions; and

A bill to emancipate certain persons therein named:

Mr. Crisp introduced a bill to amend an act, entitled "an act to appoint commissioners for the town of Centreville, Hickman county:

Mr. White a bill to alter the time of holding the supreme and chancery courts for the 3d judicial circuit:

Mr. Dickson, a bill to repeal an act, entitled an act concerning champerty and maintenance, passed Nov: 16, 1821 :

Mr. Polk, a bill directing the duty of clerks in certain cases ; also,

A bill for the relief of Polly Hicklin :

Mr. Cowan of B. a bill prescribing the duties of the treasurer of East Tennessee in certain cases :

Mr. Watterson, a bill for the benefit of the persons therein named ; also,

A bill for the benefit of Samuel Crowel ; and

A bill for the benefit of the heirs and creditors of Thomas H. Bernard, dec'd.

Mr. Crockett, a bill prescribing the duties of the officers therein named ;

A bill for the relief of Thomas Campbell ; and

A bill for the relief of Redmond B. Nash :

Mr. Allen, a bill for the relief of Joshua Dresskell :

Mr. Barnes, a bill for the relief of James W. Judkins, former sheriff of Hardin county :

Mr. Walton, a bill for the relief of the owners of lots in the town of Alexandria, in the county of Smith:

Mr. Brady, a bill to authorize the drawing of a lottery to procure the portraits of distinguished Americans ; also,

A bill to release debtors from imprisonment ;

A bill to increase the salary of the principal clerk of the Bank of the State of Tennessee ; and

A bill to alter the time of holding the circuit court in the county of Williamson :

Mr. Williams, a bill to authorize Thomas Brown and John Tedder to establish a turnpike road :

A bill for the relief Hugh Blair ; and

A bill for the relief of John Hankins.

Ordered, That all of said bills be laid upon the table indefinitely.

Mr. Jones submitted the following joint resolution, to wit :

Resolved, That General L. Nolen be appointed a justice of the peace for Williamson county.

Mr. Cowan of L. the following:

Resolved, That Thomas Clark, Barnibas Bayles, Alexander Macklin, Thomas H. Shaw, and Shepard Shelton be appointed justices of the peace for the county of Lincoln.

Mr. Kelly, the following:

Resolved, That James Lillard be appointed a justice of the peace for the county of Rhea.

Mr. Cleaveland, the following:

Resolved, That James Boyd and Joseph Rich, of Grainger county; John McGhee, Arthur H. Henley, James Bradley and Preston Sterret, of Monroe county; and Alexander Stewart, of Blount county, be appointed justices of the peace for the counties in which they reside.

Mr. Watkins, the following:

Resolved, That Peter H. Martin, James Wallace, John Banks, Pinckney Mills, John P. Hogan, Seaton H. Turner, Dempsey Ashford, and Samuel Cochran, be appointed justices of the peace for Smith county.

Mr. Walton, the following:

Resolved, That William A. Ragland, Greene Right, Archibald Thompson, Daniel Smith and Andrew Payne be appointed justices of the peace for Smith county.

Mr. Sharpe, the following:

Resolved, That Thomas Howard, Joseph Hilton, William Lasater, Alexander S. Acklin, Wm. Strother, John Sanders, John Hunter, John L. Goodman, and James Wilson be appointed justices of the peace for the county of Franklin.

Resolved, That the Secretary of State be authorized to change the name of Thompson to Thornton, in the commission of justices of the peace for Fayette county.

Mr. Maury, the following:

Resolved, That the commissioner of West Tennes-

see, forthwith report to this Legislature the number of claims filed and unadjudicated in his office, the kind of claims and the whole amount of each kind respectively.

All of which resolutions were adopted by this House.

Ordered, That the clerk transmit said resolutions to the Senate, and ask their concurrence therein.

The Senate concurred in said resolutions.

On motion of Mr. Maury, it was

Resolved, That the committee appointed on the memorial of Robert G. Kelsey, have power to send for persons, papers and things, to examine testimony and to do all other things necessary to enable them to make a report on the subject referred to them.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted the following resolutions, in which they ask the concurrence of this House, to wit:

Resolved by the General Assembly of the State of Tennessee, That the register of West Tennessee deliver to the administrator of James Armstrong, decd. land warrant No. 5066, on file in his office, which issued from John Armstrong's office for 640 acres to the heirs of Henry Hancock; he, the said register, retaining a copy of the same, together with the transfer of the same: *Provided*, the said administrator shall enter into bond with security to be approved of by the said register, in the penal sum of five thousand dollars, conditioned, that the said administrator will return the said land warrant to the said register's office so soon as a suit which is now pending in the circuit court of the county of Overton, shall be determined, in which said administrator is plaintiff and John Armstrong is defendant. The Senate has also adopted a resolution appointing Herbert Sugg, Jonathan Harrison and Jonathan Evans justices of the peace for Bedford county, and William Wilbourn, Stephen Lacy, Jesse L. Kirk, Sugars McLemore, Jarwitt

Jelks, John Miricer, Robert Lowry, Charles H. Burks, John McClellan and John H. Hide justices of the peace for the county of Madison.

This House concurred in said resolutions of the Senate.

Ordered, That the clerk acquaint the Senate thereof.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in your resolutions appointing justices of the peace for the counties of Williamson, Hardeman, Perry, Henderson and White ; also, in your resolution appointing Leonard P. Cheattam a trustee of Cumberland College. They have adopted a resolution appointing Samuel Snapp, Phenias Jones, Wm. Hall (of Richland creek,) Anthony Rankin, Moses G. Wilson, Robert Dobson, sr. John W. Wilson, Richard Wert and Mordecai Lincoln justices of the peace for the county of Green.

This House nonconcurred in said resolution.

Ordered, That the clerk acquaint the Senate therewith.

On motion of Mr. Cowan of L.

Mr. Carriger obtained leave of absence until Monday next.

Mr. Whitson introduced a bill for the relief Lamas Clampit:

Mr. Barnes returned a bill to deal out justice more equally :

Which were read and rejected.

Mr. Scanland introduced a bill for the benefit of Thomas L. Draper, a blind man.

Mr. Jones proposed an amendment to said bill, which was adopted.

Mr. Kelly then withdrew said bill for amendment.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this signed an enrolled bill, entitled,

An act to provide for the election of Electors of President and Vice-President of the United States.

On motion of Mr. Grundy,

Resolved, That one thousand copies of said act be printed for the use of the members of this General Assembly.

Mr. Barnes introduced a bill to attach part of Perry county to Wayne county :

Mr. Maury, a bill to provide for increasing the fund appropriated to the establishment and support of common schools :

Mr. Buchanan, a bill for the relief of honest, industrious mechanics :

Mr. Jones, a bill to revive the militia laws of this state ;

Mr. Douglass, a bill for the relief of the heirs of William Babb :

Mr. Grundy, a bill for the relief of Elizabeth D. Finnie :

Mr. Whitson, a bill to repeal the act therein named ; and

A bill for the benefit of John Gibbs, Loyd Rutherford and others :

Mr. Lytle, a bill to extend the corporation of the town of Nashville ; and

A bill to emancipate the persons therein named :

Mr. Polk, a bill for the relief of Wm. Patterson and others :

Mr. Hogan, a bill to alter the line between the counties of Hawkins and Claiborne :

Mr. Dickson, a bill to reannex a part of Humphreys county to Dickson county :

Mr. Grundy, a bill to amend an act extending the town of Gallatin :

Mr. Watkins, a bill for the relief of Alexander Roscow :

Mr. Crisp, a bill for the relief of Nathan Jobe and James Robertson.

Mr. Balch, a bill to establish the prison rules in the county of Greene ;

A bill to amend the redemption laws ; and

A bill to repeal the act therein named :

Mr. Crockett, a bill for the relief of William L. Petty :

Mr. Stephens, a bill to reduce the price of land to be entered on Cumberland mountain ;

Mr. White, a bill concerning appeals ;

A bill to amend the law on the subject of the returns of executions : and

A bill to amend the 6th section of an act, entitled an act for the keeping in repair the turnpike road from Sparta to the intersection of the Cumberland turnpike road at or near Daddy's creek, and for other purposes :

Mr. Reneau, a bill to expedite the administration of justice ; and

A bill to appoint a commissioner of the Smoky mountain turnpike company :

Mr. McClellan, a bill to authorize Elisha Cole and others, to build a fish trap and dam on Holston river :

Mr. Holt, a bill for the relief Malcolm Gilchrist :

Mr. Gore, a bill to appoint a commissioner on the turnpike road therein mentioned.

Which bills were severally read the first time and passed.

A bill for the benefit of the heirs of Willie Cherry, dec'd. and

A bill to establish a chancery district court in the Western district,

Were read the second time and passed.

Mr. Cowan of L. who had withdrawn for amendment, a bill supplemental to an act, entitled an act to establish offices for receiving entries for the vacant lands in the several counties in this state north and east of the Congressional reservation line and north of Tennessee river, returned the same with a proposed amendment, which was adopted.

The said bill, as amended, was then read the first time and passed.

Mr. Barnes withdrew for amendment, a bill to alter time for holding some of the courts in the 8th and 9th judicial circuits, and for other purposes.

A bill to establish the 13th and 14th brigades of militia and for other purposes, was taken up and read the third and last time; when Mr. Crisp proposed several amendatory sections to said bill, which were adopted by the House.

Ordered, That the clerk do by message inform the Senate of said amendments, and ask their concurrence therein.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted a resolution, that when the clerks of this General Assembly are conveying messages between the two houses, they shall not be announced during the time a member may be addressing the Speaker, and that this resolution be proposed as a rule of intercourse between the Senate and the House of Representatives.

This House concurred in said resolution.

Ordered, That the clerk inform the Senate thereof.

The Speaker laid before the House the following report of Mr. Daniel Graham, Secretary of State:

SECRETARY'S OFFICE,
Murfreesborough, Tennessee, 2d Oct. 1824.

To the Speaker of the

House of Representatives:

In obedience to a resolution of the General Assembly, passed this day, I have the honor to report,

That there are in my office, filed and unadjudicated, 118 claims:

Of these, there were issued by the Register of E. Tennessee, 48 claims, amounting to 2324 acres

By the Register of West Tennessee, 61 claims, amounting to 1289 acres

By the Board of Commissioners of East Tennessee, 1 claim of	300 acres
By the Board of Commissioners of West Tennessee, 1 claim of	50 acres
By the Board of Commissioners of West Tennessee, 1 claim of	50 acres

Amounting in all to 4013 acres

All of which is respectfully submitted :

DANIEL GRAHAM, Secretary,
and Commissioner of West Tennessee.

The said report was read, and ordered to be sent to the Senate.

And then the House adjourned.

MONDAY, OCTOBER 4, 1824.

Mr. Whitson presented a petition of sundry persons, assignees of a certain military land warrant which cannot be found, praying that a law may be made authorizing them to receive certificates for the number of acres contained in said warrant :

Mr. Balch, the petition of Valentine and Charles Sevier, praying that the commissioner be directed to issue to them certificate warrants which they claim in right of their father, who fell at the battle of King's mountain :

Mr. Cleaveland, a petition of Pharaoh B. Cobb, administrator of the estate of Dr. John Blair, dec'd. praying that a certificate of 1000 acres may be issued to the heirs of said Blair, deceased, for 1000 acres, which they have lost by the establishment of the northern boundary of the state south of said land, which threw the said land within the state of Kentucky :

Mr. Crockett, the documents of Thomas Campbell, showing that he is entitled to a certificate warrant, and praying that the same may be issued to him :

Which petitions and documents were referred to the committee on land claims.

A bill directing the duty of clerks and sheriffs in certain cases, was taken up, and referred to the judiciary committee.

Mr. Williams presented the petition of David Pruitt, of Morgan county, praying to be released from the forfeiture incurred by the nonappearance of Wm. Hatfield, at the circuit court of said county, to answer to a charge of the state against him, for whom he, the said Pruitt, was security; which was read, and referred to the committee of propositions and grievances.

Mr. Cowan of B. presented the petition of sundry persons of the Hiwassee district, praying legislative relief, by a revival of their land law.

Ordered, That said petition be laid upon the table.

Mr. Barnes presented the petition of sundry persons, praying that Robert Thrasher may be appointed a justice of the peace for Hardin county.

Ordered, That said petition be referred to the committee on justices of the peace.

Mr. Williams presented the clerk's return of the justices of the peace and captains' companies in Morgan county.

Mr. Polk submitted the following resolution, which was adopted:

Resolved, That a joint select committee be appointed to inquire, and make report to this General Assembly, what description of claims, now on file in the office of the Secretary of State, ought to be adjudicated, and what evidence the Secretary of State shall be required to receive before he shall adjudicate the same.

Messrs. Polk, Brady, Douglass, Dickson, Pierce, and Young, were appointed to be of said committee on the part of this House.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolution, and appointed Messrs. Williams, Brown of G. and Overton to be of said committee on their part.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in the several amendments proposed by this House to a bill to establish the 13th and 14th brigades of militia, and for other purposes.

The said bill was then read the third and last time, amended, passed, and ordered to be engrossed.

Mr. Brady submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee. That the commissioner of land claims is hereby directed to proceed to adjudicate all claims which shall or may be presented to him for adjudication, according to the laws now in force and use : *Provided*, that no certificate or warrant, or other evidence of claim, which stood located on vacant and unappropriated land, and vacated since the commencement of the present session of this General Assembly, shall be adjudged.

Resolved, That all certificates which shall be hereafter filed, said commissioner shall require of the owner of such certificate or warrant, the certificate of the surveyor or surveyors north and east of the Congressional reservation line, appointed under the act of the General Assembly, passed at Knoxville in 1806, as evidence that said claim had not been entered on vacant land previous to the passage of an act passed at Murfreesborough, 16th Nov. 1823, to dispose of the lands lying north and east of the Congressional reservation line.

Which was read, and ordered to be referred to the joint select committee this day raised for the purpose of inquiring what description of claims, now on file in the Secretary's office, ought to be adjudicated, and what kind of evidence the commissioner shall require in his adjudication.

Mr. Brady also submitted the following resolution:
Resolved, That the subject of the North-Carolina University claims, founded upon military warrants, be suspended until further information is received from the general government.

Ordered, That said resolution lay upon the table until to morrow.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution, that Wm. Kersey, Nicholas I. Long, Wm. Fly, Matthey Moore, Pleasant Nelson, Matthew D. Cooper, Robert Caruthers jun. and Abraham Looney, be appointed justices of the peace for the county of Maury, and that Robert Allen, Timothy Walton, Nathaniel W. Williams, James Rucks and Wm. Porter be appointed trustees for the Geneva Academy, in the county of Smith; and ask your concurrence therein.

This House concurred in said resolutions.

Ordered, That the clerk inform the Senate thereof.

A bill to restrain idle and disorderly persons from running at large, was taken up on its third and last reading in both houses.

Mr. Grundy and Mr. Crockett proposed amendments to said bill, which were adopted.

Mr. Young moved to strike out that part of said bill which provides that any person pursuing gambling for a livelihood, pretending to feats of balancing on slack wire, rope-dancing, ventriloquism, or any other exhibition of the like kind; who should be unwilling or unable, after the term of ten days imprisonment, under the provisions of this bill, to pay the fine and costs by this act prescribed, shall be sold by the sheriff, to the lowest bidder, for the fine and costs.

On this motion, the yeas and nays were required. There were yeas 31, nays 6.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Barnes, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Cheatham,

Clack, Crisp, Crockett, Holt, Jones, Kelly, Lytle, McClellan, Maury, Nelson, Pierce, Polk, Sharpe, Stephens, Walton, Watkins, White, Whitson, Williams, Watterson and Young.

Those who voted in the negative, are, Messrs. Douglass, Fain, Grundy, Hogan, Reneau and Scanland.

And so the said clause was stricken out.

Ordered, That said bill be laid upon the table.

A bill to repeal an act, entitled "an act concerning champerty and maintenance," passed Nov. 16, 1823, was taken up, read the first time, and put upon its passage, when the yeas and nays were required.

Those who voted in the negative, are, Messrs. Speaker, Allen, Balch, Barnes, Brady, Carriger, Cleveland, Cowan of B. Cowan of E. Clack, Crisp, Douglass, Dickson, Fain, Gore, Grundy, Hogan, Holt, Jones, Kelly, Lytle, McClellan, Maury, Nelson, Peirce, Polk, Reneau, Stephens, Scanland, Watkins, White, Whitson, Williams, Young, Crockett, and Watterson.

And so the said bill was rejected.

Mr. Maury, from the committee appointed to take into consideration the petition of Robert G. Kelsey, made the following report :

Your committee, to whom were referred charges of malfeasance in office, against John Brown, principal surveyor of the 8th surveyor's district, have had the same under consideration, and beg leave to

Report, That they have examined the several charges and accusations presented to this House by Robert G. Kelsey. They have not deemed it necessary to call before them any witnesses, or to give notice to Mr. Brown to attend and defend himself against the charges presented. It has appeared to your committee to be sufficient that the acts complained of are supported by the oath of one who is represented to this committee to be a gentleman of character and standing.

If they had deemed it right or necessary to prefer articles of impeachment against said Brown, then would they have considered it right and proper, to have minutely examined into the charges made, and to have afforded the accused, previous to making a report, an opportunity of being heard and vindicating himself in relation to the imputations urged against him.

Your committee, however, impressed with a belief that there is no exclusive obligation on the General Assembly to claim an examination of this matter, are disposed to avoid it ; as well for the reason that it is a mode of examination very expensive to the state, as because it is a matter which the courts may more conveniently, and perhaps more accurately determine.

By the act of 1819, chap. 1, sec. 30, it is provided, "that any surveyor, principal or deputy, failing in any of the duties required by this act, shall be liable to be indicted in the circuit court of the county in which he shall reside, and punished by amercement and deprivation of his office, and incapacity to take it again."

By this act, which created the office of surveyor, it was evidently designed by the Legislature, that malfeasance in office by the surveyors, was to be controlled by a tribunal different from and unconnected with the Legislature. It is true that the constitution declares, "that all civil officers under the state shall be liable to impeachment for any misdemeanor in office," yet it is not believed that this expression gives the assembly exclusive control of such officers, but merely a concurrent power with such other tribunal, as by their authority may be created. At any rate, whatever may be alleged or urged upon this subject, it cannot be conceived that officers created by the Legislature, and which were unknown at its formation, may be proceeded against by any subordinate tribunal, which by the Legislature may be deemed necessary to be created.

Your committee, therefore, beg leave to submit the following resolutions:

Resolved, That the solicitor for the solicitorial district including the county of Maury, be, and he is hereby, required to proceed, agreeably to the statutes of this state, to inquire into the conduct of the said John Brown, surveyor-general of the 8th district, and to cause such proceedings to be had, and to conduct the same, before the circuit court of Maury county, as may be required by, and are in conformity with, the existing laws on that subject.

Resolved, That the clerk of the House of Representatives furnish said solicitor with a certified copy of the charges presented to this General Assembly by Robert G. Kelsey against the said John Brown, together with the report of the committee on that subject.

Resolved, That the Treasurer of West Tennessee be, and he is hereby, instructed to employ one assistant counsel to aid in the prosecution of this business, and that for effecting the same, the sum of ——— dollars be and the same is hereby appropriated.

ABRAM MAURY, Chairman.

On motion of Mr. Grundy,

The third resolution of the said report was non-concurred in by the House.

The House then concurred in the balance of said report.

Mr. Brady, who had withdrawn for amendment, a bill to amend an act, entitled an act to establish a Bank of the State of Tennessee, returned the same with a proposed amendment in lieu of the whole bill; which was adopted and the bill laid upon the table.

Mr. Gore returned a bill to do justice to Overton and Morgan counties,

Which was read the first time and rejected.

A bill authorizing the loan of certain moneys to the citizens of the Hiwassee district,

Was withdrawn by Mr. Williams for amendment.

A bill to authorize Thomas Brown and John Tedder to establish a turnpike road ;

A bill for the relief of John Hankins ;

A bill to increase the compensation of the principal clerk of the Bank of the State of Tennessee ;

A bill to alter the time of holding the circuit court in the county of Williamson ;

A bill to release debtors from imprisonment ;

A bill for the relief of owners of lots in the town of Alexandria, in Smith county ;

A bill for the relief of Joshua Dreskell ;

A bill for the benefit of the heirs and creditors of Thomas H. Bernard, dec'd.

A bill for the benefit of Samuel Crowell ;

A bill for the benefit of the persons therein named ;

A bill prescribing the duties of the treasurer of East Tennessee in certain cases ;

A bill to amend an act, entitled an act to appoint commissioners for the town of Centreville, Hickman county ; and

A bill to emancipate the persons therein named, Were taken up, read the first time, and passed.

A bill for the relief of Hugh Blair ;

A bill for the relief of Redmond B. Nash ;

A bill for the relief of Thomas Campbell ; and

A bill concerning costs in criminal prosecutions, Were read the first time and rejected.

Mr. Brady withdrew for amendment a bill to improve the breed of horses in this state.

A bill directing the duties of clerks in certain cases,

Was taken up, read, and referred to the judiciary committee.

Mr. White withdrew for amendment, a bill to alter the time of holding the supreme and chancery courts of the 3d judicial circuit.

On motion of Mr. Grundy,

Mr. Maury, editor of the Nashville Republican, obtained leave to take a seat at the clerk's table.

A bill for the relief of the persons holding unoccupied lots in the town of Surgoinville, and for other purposes ;

A bill to encourage the erection of salt works in the Hiwassee district ;

A bill to alter the time of holding battalion musters in the 2d battalion of the 90th regiment of militia and for other purposes ; and

A bill to amend an act, entitled an act to prevent the disturbance of public worship ;

Were read the third time and passed.

A bill concerning the estates of idiots and lunatics, and

A bill supplemental to an act, entitled an act to authorize John W. Simpson, &c. to open and establish a turnpike road, passed Nov. 7, 1823 ;

Were read the third and last time, passed, and ordered to be engrossed.

A bill to fix permanently the seat of justice in the county of Hickman,

Was taken up, read the first time and referred to the committee of propositions and grievances.

And then the House adjourned.

TUESDAY, OCTOBER 5, 1824.

Mr. Cowan of L. presented three several certificates for land, two in favor of Samuel Garland and the other in favor of John Gaven, praying that the same may be adjudicated.

Mr. Young presented two certificates, one in favor of James P. McCarty and the other in favor of Robert Gamble, for the purpose of obtaining an adjudication on the same.

Mr. Whitson the petition and certificates of interference of John Long, praying that a certificate warrant may issue to him for the number of acres so taken by interference.

Which papers were referred to the committee on land claims.

Mr. Pierce presented the petition of sundry inhabitants of the town of Paris, praying that they may have loaned amongst them by the agent of the New Bank at that place, proportioned to her taxes in the year 1824 ; and

A petition of sundry citizens of Henry county, praying that certain lots of land may be exempted from taxation.

Ordered, That the said petitions be referred to the committee on propositions and grievances.

A bill to define the penalties which may be inflicted by the courts for contempts, was taken up and read.

Mr. Brady offered an amendment to said bill, which, together with the original, were referred to the judiciary committee.

Mr. Sharpe returned a bill authorizing Stephen Cole, Eli Cole and Wm. Cole to build a mill dam across Elk river, in Lincoln county ; which was read.

Mr. Sharpe moved to lay said bill on the table till the first day of January.

On the question, will the House lay said bill on the table until the first day of January next? the yeas and nays were required. There were yeas 22, nays 13.

Those who voted in the affirmative, are, Messrs: Speaker, Allen, Balch, Buchanan, Brady, Cowan of B. Crockett, Douglass, Dickson, Fain, Grundy, Jones, Kelly, Lytle, McClellan, Nelson, Pierce, Reneau, Sharpe, Walton, Whitson, & Young.

Those who voted in the negative, are, Messrs. Barnes, Carriger, Cleaveland, Cowan of L. Clack, Hogan, Holt, Polk, Stephens, Scanland, Watkins, White, and Watterson.

Mr. Watterson submitted the following resolution:

Resolved by the General Assembly of the State of Tennessee, That the lands to be entered and granted upon warrants issued to the University of North Carolina, which have not been already adjudicated,

shall be subject to taxation as other lands in this state. and that no warrant here after adjudicated shall be divided.

Ordered, That said resolution be referred to the committee of the whole on the subject of the university military warrants.

Mr. Jones submitted the following resolution, which was adopted :

Resolved, That James Gault be appointed a Justice of the Peace in Smith county.

Mr. Crockett, the following :

Resolved, That James M. Parker be appointed a Justice of the Peace for the county of Humphreys.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Allen, chairman of the committee of propositions and grievances, reported, that a bill to change the seat of justice in Hickman county, from Centreville to Ship's Bend, is unreasonable, and ought not to pass.

The House concurred in said report, and so the said bill was rejected.

Mr. Brady, from the committee of enrolments, reported truly enrolled, bills entitled,

An act to establish the 13th and 14th brigades of militia, and for other purposes :

An act supplemental to an act, entitled "an act to authorize John W. Simpson and co. to open and establish a turnpike," passed Nov. 7th, 1823 : and

An act concerning the estates of idiots and lunatics.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit them to the Senate, for the signature of their Speaker.

The Speaker laid before the House the resignation of Wm. F. Anderson, solicitor-general of the fourth judicial district : which was read, accepted, and ordered to be sent to the Senate.

On motion of Mr. Grandy, the House resolved it-

self into a committee of the whole, Mr. Carriger in the chair, on the resolution submitted by him on Wednesday, requiring the commissioner of land claims to proceed to the adjudication of those military land warrants which have been issued by N. Carolina to the university of that state. After some time spent in the consideration of said resolution, the committee rose, and Mr. Speaker resumed the chair; when the chairman of the committee reported, that the committee of the whole had made some progress in the consideration of the subject committed to them, and instructed him to ask leave to sit again; and the question, shall the committee have leave to sit again? was determined in the affirmative.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act for the relief of persons holding unoccupied lots in the town of Surgoinville, and for other purposes:

An act to alter the time of holding battalion musters in the 2d battalion of the 90th regiment of militia of this state:

An act to amend an act, entitled “an act to prevent the disturbance of public worship.

The Speaker of this House signed said acts.

Ordered, That the clerk deposite them in office of the Secretary of State.

Mr. Kelly returned a bill for the relief of Thomas L. Draper, a blind man, and others, with a proposed amendment, which was adopted.

The said bill was then withdrawn by Mr. Whitson for further amendment.

Mr. Polk withdrew for amendment, a bill for the benefit of Judith R. Long:

Mr. Jones, a bill for the relief of Robert Campbell:

Mr. Pierce, a bill to declare Sandy river navigable to Jemmerson's bluff.

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A bill for the relief of the heirs and devisees of Jno. Houser, deceased, was taken up and read.

Mr. Polk proposed several amendments to said bill, which were adopted.

The bill was then passed, as amended, the second time.

A bill to declare Cany-fork navigable;

A bill authorizing the persons therein named to build a fish trap and dam across the south sluice of Cany-fork;

A bill for the benefit of John Parks;

A bill for the relief of Joseph Phillips;

A bill for the relief of George Wilson;

A bill to amend an act, entitled "an act to authorize Joseph and John Greer, of Lincoln county, to build a mill dam across Elk river;"

A bill for the relief of the trustees of Carrick Academy; and

A bill for the benefit of the heirs of Willie Cherry, deceased,

Were read the third time and passed.

A bill for the encouragement of iron works, was read the third and last time, passed, and ordered to be engrossed.

A bill authorizing the holding a special term of the circuit court of Franklin county;

A bill to form and organize a regiment in Madison county;

A bill to authorize the county and circuit courts therein named to adjourn to suit their own convenience;

A bill to authorize the register of East Tennessee to correct an error in a grant, and for other purposes; and

A bill for the benefit of sheriffs and other officers, Were severally read the second time and passed.

A bill for the relief of Samuel Eskridge, was taken up, and referred to the committee on land claims.

Mr. Sharpe obtained leave to withdraw the petition

and accompanying documents of William P. Anderson.

On motion of Mr. Watterson,

Ordered, That Mr. Walton be added to the committee on vacant lands.

And then the House adjourned.

WEDNESDAY, OCTOBER 6, 1824.

Mr. Crockett presented the petition of Henry W. Francis, praying that the official acts of the county court of Kentress, so far as respects the election of county officers, may be declared null and void.

Ordered, That said petition lie upon the table till the first day of January next.

Mr. Cowan of B. presented the petition of sundry citizens of Monroe county, praying for the removal of the seat of justice of the said county: also

The petition of sundry citizens of the several counties of Monroe, Blount, Roane, and McMinn, praying that a new county be laid off in their section of country.

Which were referred to the committee of propositions and grievances.

Mr. Sharpe presented the resignation of Gabriel Jones, a justice of the peace for Franklin county:

Mr. Dickson, the resignation of Nehemiah Hardy, a justice of the peace for Dickson county.

A bill to prevent the removal of entries, and for other purposes, and

A bill to amend an act, entitled "an act for the relief of Wm. Lenny and others," passed Oct. 15, 1823,

Were taken up, read, and referred to the committee on land claims.

A bill for the relief of Thomas Hoge and others, was taken up, and referred to the committee on finance.

Mr. Brady, from the committee of enrolments, reported correctly enrolled, a bill entitled,

An act for the encouragement of iron works.

Which was signed by the Speaker of this House

and ordered to be sent to the Senate to receive the signature of their Speaker.

Mr. Maury submitted the following proviso, as an amendment to the resolution submitted by Mr. Grundy on Wednesday last concerning the North-Carolina military warrants:

Provided, That no military warrant shall in any event be received or adjudicated for said University by said commissioner, until it shall be officially certified to him by the Secretary of the State of North-Carolina, under the authority of the General Assembly of said state, (which certificate shall be filed in the office of the Secretary of this state) that they have ceased issuing military warrants for the services of the officers and soldiers of their continental line, and that the muster rolls are forever closed. *And provided also*, that the Secretary of North-Carolina shall first furnish to the commissioner aforesaid, a full and complete abstract of all the claims issued since the closing of the commissioner's office in October, 1822; showing specially, the number of the warrant, the warrantee's name, term of service, quantity of acres and when issued. Which abstract shall be furnished at the proper expense of the claimants. *And provided also*, that the quantity of acres hereafter presented by the trustees of said University, or by their agents, to be adjudicated, shall not exceed one hundred thousand acres.

Ordered, That said proviso be committed to the committee of the whole on the subject of the University claims.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted the following resolution, in which they ask the concurrence of this House :

Resolved by the General Assembly of the State of Tennessee, That in all cases where a manifest mistake has been made in the issuance of commissions of

justices of the peace in this state (and the Governor shall be satisfied thereof) he is hereby authorized and required to alter, or so amend such commission as to make them correspond with the Journals of the General Assembly. They have also adopted a resolution that Richard Cheatham, Joseph Nail and Alfred Justice be appointed justices of the peace for the county of Robertson. In which resolutions they ask the concurrence of the House of Representatives.

This House concurred in said resolutions of the Senate.

Ordered, That the clerk acquaint the Senate thereof.

Mr. Crockett submitted the following resolution, which was adopted :

Resolved, That James McDaniel be appointed a justice of the peace for Madison county.

Mr. Scanland, the following, which was adopted :

Resolved, That John Swezea, Christopher Clemmons, David Cox and Richard F. Cook be appointed justices of the peace for Jackson county.

Mr. Dickson, the following, which was likewise adopted :

Resolved, That Howard W. Turner be appointed a justice of the peace for Dickson county.

Ordered, That the clerk carry said resolutions to the Senate, and ask their concurrence therein.

The Senate concurred in said resolutions.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in your resolution that the Secretary of State be required to forward forthwith to the counties of Weakley, Obion, Dyer, Gibson, McNairy, Tipton, Haywood, Hardeman and Fayette one copy each of the acts of the General Assembly of 1821, for the use of the town commissioners of each of said counties. They also concur in your resolutions appointing justices of the peace for the counties of Williamson and Humphreys. They

propose to discharge the joint committee on the judiciary from the further consideration of a bill to improve the navigation of the rivers in the Western district. They have taken up on its third and last reading, a bill to encourage the erection of salt works in the Hwassee district, and propose to amend the same by adding thereto the section herewith transmitted.

To which propositions of the Senate the House concurred.

Ordered, That the clerk acquaint the Senate therewith.

On motion of Mr. Cowan of L.

The House then resolved itself into a committee of the whole, Mr. Carriger in the chair, upon the several resolutions committed to said committee, concerning the North-Carolina University claims. After some time spent in the consideration of said resolutions, the committee rose and the speaker resumed the chair; when Mr. Carriger, chairman of the committee, reported, that the committee of the whole had directed him to report that the following resolutions, which had been committed to them, ought not to be adopted, to wit:

Resolved by the General Assembly of the State of Tennessee, That the commissioner for the adjudication of North-Carolina land claims, proceed forthwith to the adjudication of the warrants issued by the state of North-Carolina to the University of that state. *Provided*, that no military warrant shall in any event be received or adjudicated for said University by the said commissioner, until it shall be officially certified to him by the Secretary of the State of North-Carolina, under the authority of the General Assembly of said state (which said certificate shall be filed in the office of the Secretary of this state that they have ceased issuing military warrants for the services of the officers and soldiers of their continental line, and that the muster rolls are forever closed. *And provided also*, that the Secretary of N.

Carolina shall first furnish to the commissioner a full and complete abstract of all the claims issued since closing of the commissioner's office in October, 1822; shewing specially the number of the warrant, the warrantee's name, term of service, quantity of acres and when issued. Which abstract shall be furnished at the proper expense of the claimants. *And provided further*, that the quantity of acres hereafter presented by the trustees of the University aforesaid, for adjudication, shall not exceed one hundred thousand acres.

Resolved, That the lands to be entered and granted upon warrants issued to the University of North-Carolina, which have not been already adjudicated, shall be subject to taxation as other lands in this state, and that no warrant hereafter adjudicated shall be divided.

On the question, will the House concur in said report of the committee of the whole? the yeas and nays were required; there were yeas 23, nays 17.

Those who voted in the affirmative, are, Messrs. Allen, Balch, Barnes, Brady, Cleaveland, Cowan of B. Cowan of L. Crisp, Crockett, Gore, Hogan, Holt, Kelly, McClellan, Polk, Pierce, Stephens, Scanland, Walton, White, Whitson, Williams, and Young.

Those who voted in the negative, are, Messrs. Speaker, Buchanan, Carriger, Cheatham, Douglass, Dickson, Fain, Grundy, Jones, Lytle, Maury, Nelson, Reneau, Sharpe, Watkins, Watterson and Clack.

And so the said resolutions were rejected.

A bill to amend an act, entitled an act to establish the Bank of the State of Tennessee;

A bill to change the lines of the counties therein named, and for other purposes;

A bill to authorize the county courts west of Tennessee river to lay a tax to complete their public buildings;

A bill for the relief of Samuel Stockard;

A bill appropriating the residue of the public moneys arising from the sale of lots in the town of Jackson ;

A bill to extend the term of Anderson circuit court;

A bill to incorporate the town of Hardinville in the county of Hardin, and for other purposes ;

A bill for the regulation of a volunteer company in the town of Columbia, and for other purposes ;

A bill prescribing certain duties to the officers therein named ;

A bill to regulate the proceedings of the commissioners for the town of Huntingdon in the county of Carroll ;

A bill to extend the town of McMinnville in the county of Warren ; and

A bill for the relief of Roger B. Sappington and others ;

Were severally read the second time and passed.

A bill for the relief of Isaac Clark ;

A bill to compel criminals to give securities in certain cases ;

A bill to modify an act entitled an act to prescribe the duties of justices in certain cases ; and

A bill the better prescribing the duties of clerks in certain cases and for other purposes ;

Were severally read and rejected.

A bill for the relief of Standix Hoard ;

A bill for the relief of Anthony Walker, a citizen of Smith county ;

A bill to prevent sheriffs and constables from charging commission fees in certain cases ;

A bill for the relief of Thomas Hopkins, and

A bill regulating the practice in chancery ;

Were read the first time and passed.

Mr. Barnes returned a bill to regulate the times of holding courts in the 8th and 9th judicial circuits, with a proposed amendment in lieu of the whole bill, which was adopted.

The said bill was then read the second time and passed.

A bill to improve the breed of horses in this state, was returned by Mr. Brady, amended on motion of Mr. Jones, and then read the first time and rejected.

A bill to amend an act to regulate clerks' fees, was taken up.

Mr. Grundy offered an amendment in lieu of the whole bill, which was adopted.

The bill was then read the second time and passed.

Mr. Sharpe withdrew for amendment, a bill to establish the 17th solicitorial district :

Mr. Polk, a bill more effectually to prevent gaming.

A bill for the benefit of the securities of entry-takers and surveyors north and east of the Congressional reservation line and north of Tennessee river, was taken up and read.

Mr. Brady offered an amendment in lieu of the whole bill, which was adopted.

The said bill was then read the second time as amended, and passed.

A bill the relief of Robert Campbell,

Was read the third time and passed.

A bill to form and organize a regiment in the county of Madison ; and

A bill to authorize the register of East Tennessee to correct an error in a grant, and for other purposes ;

Were severally read the third and last time, passed, and ordered to be engrossed.

A bill to authorize the county and circuit courts therein named to adjourn to suit their own convenience,

Was read the third time, as amended, on motion of Mr. Crockett, and passed.

And then the House adjourned.

THURSDAY, OCTOBER 7, 1824.

Mr. Watkins presented the petition of Jacob Harder, together with a certificate of interference, praying that a certificate may be issued to him for 90 acres, so taken by better title :

Mr. Polk presented the documents of Christian Shires, shewing that he has lost 194 acres of land by the interference of a better title :

Mr Pierce presented the petition of Samuel Hankins, one of the heirs and agent of Robert Howe, deceased, praying that an error may be corrected in an act passed at the last session of the General Assembly for the relief of the heirs of Robert Howe, decd.

Mr. Maury presented a letter and sundry documents from A. D. Murphy, concerning certain land warrants and interferences.

Ordered, That said petitions and papers be referred to the committee on land claims.

Mr. Pierce presented the petition of the illegitimate children of Robert Cowper, deceased, praying that a law may be passed entitling them to the estate of their said father.

Mr. Crisp presented the petition of John B. M'Callister, praying that he may not be compelled to pay the tax now required by law, of retail merchants, for his small grocery business.

Ordered, That said petitions be referred to the committee of propositions and grievances.

Mr. Brady presented the clerk's certificate of the number of captains' companies and justices of the peace for Rutherford county.

Mr. Cowan of L. presented the certificate of the clerk of Lincoln county, of the number of justices of the peace and captains' companies in said county.

Received from the Senate,

A bill for the relief of Hugh Torrence, and

A bill for the relief of Joseph Cobbs and others.

Which were read, and referred to the committee on land claims.

Mr. Brady, from the committee on enrolments, reported bills of the following titles correctly enrolled:

An act to authorize the register of East Tennessee to correct an error in a grant, and for other purposes, and

An act to form and organize a regiment in Madison county.

Which were signed by the Speaker of this House.

Ordered, That the clerk transmit them to the Senate.

Mr. Maury, from the joint committee on land claims, made the following report:

The committee on land claims, to whom was referred sundry bills, petitions, and other papers, beg leave to recommend the adoption of following resolution:

Resolved, That the several bills, &c. praying the issuance of commissioners' certificates, by reason of interference, as follows:

	No.	Acres.	
1	On grant 158,	for 4000,	assee. of F. Miller,
2	"	342,	" M. Armstrong,
3	"	860,	320, Jno. Long, assee. & others,
4	"	3201,	24, " "
"	"	1972,	10, " "
5	"	9345,	120, Brice M. Garner,
6	"	403,	200, Samuel Eskridge,
7	"	608,	640, Benj. Jones and others,
8	"	348,	640, Newton Cannon & others,
9	"	1912,	640, } Geo. McCracken, assee.
10	"	2487,	640, }
11	"	971,	360, Wm. Nash, asse.
12	"	2277,	1000, Francis Youry,
13	"	20448,	
"	"	20449,	30, W. Ethridge,
"	"	20450,	
14	"	3196,	34, P. Robertson,
15	"	2293,	320, Spelby Trebble,
16	"	2294,	320, "

And military warrant No. 1105, for 182 acres, to Josiah Nowell, and military warrant No. 1109, for 274 acres, to Job Gargis, be referred to the commissioner of West Tennessee for adjudication, pursuant to a resolution of this General Assembly.

ABRAM MAURY, Chairman.

Your committee have also had under consideration, sundry bills, petitions, &c. and have agreed to the following report thereupon :

Resolved, That the petition of Sampson Williams, praying the issuance of a certificate on account of interference, though his grant is founded upon a warrant upon which another grant has issued, is unreasonable.

Resolved, That the petition of Joseph Brown and Adam B. Hudson, praying that a certificate may be issued to them on account of grant No.—, for land that cannot be identified, is unreasonable.

Resolved, That the petition of Joseph B. Porter and Isaac E. Frierson, praying that certificates may issue in lieu of land that cannot be identified, is unreasonable.

All of which is respectfully submitted :

ABRAM MAURY, Chairman.

The House concurred in said report.

Ordered, That the clerk carry said report to the Senate.

Received from the Senate, the following report of a joint select committee, which had been read and adopted in the Senate, to wit :

The joint select committee to whom was referred the inquiry as to the evidence on which the commissioner should act in adjudicating the land claims, now on file in his office, beg leave to submit the following report :

The acts of 1823, chapter 35, sec. 5, expressly declare, “ that any person or persons, as aforesaid, having any register’s certificate, or who may hereafter procure such certificate or certificates, by virtue of a fractional part or remnant of a warrant or certificate, *not located to vacant and unappropriated land*, shall be at liberty to file the same with the commissioner, and enter the same as in other cases.” In section 11th of the same act, it is provided, “ that it shall be the duty of the Secretary of State, with whom

the records of the commissioner's office are deposited, to examine *all such claims as shall be filed, and pass on their validity as heretofore done by the commissioner or board of commissioners for West Tennessee.* Under these two sections, your committee believe, that the General Assembly, at their last session, intended to guard effectually against a practice which has since prevailed, of avoiding entries which had not been perfected into grants, causing the warrants to be adjudicated, and then taken south and west of the Congressional reservation line for satisfaction. If any further or clearer prohibition were necessary, your committee believe it might be found in the very first section of the act of 1823, ch. 35, under which this practice prevailed. That section revives the act of 1819, and all the acts made pursuant thereto, with all their "*restrictions,*" with ~~any~~ three exceptions: First, as to the time of making locations and returning plats: secondly, as to drawing for priority of entry: thirdly, any other provision that may contradict the true intent and meaning of said act.

This brings us to the consideration of the act of 1819, ch. 1, sec. 31, which creates the board of commissioners, three in number. The 36th section prescribes the evidence necessary to procure a warrant for lost land. After requiring a copy of the grant and plat of interference, &c. it provides "for such other evidence," &c. "and if the evidence established by said claimants be considered valid by said commissioner, and sufficient to entitle him to other lands, it shall be the duty of said commissioner," &c. In this section, although the evidence is specified, we discover that a good deal is nevertheless left to the *discretion* of the commissioner; but the 39th section is still more explicit—it provides, "that the *best evidence each case will admit of*" may be required by the commissioner; and the 40th section authorizes them to administer an oath to any person presenting a warrant. The latter part of the 42d section, after point-

ing out the evidence as to the validity of military warrants concludes with this general, but very necessary sentence: Otherwise the next best evidence the nature of the case will admit, so as to enable the commissioners to detect frauds and guard the state against imposition. Your committee believe, that had not the act of 1823 then expressly referred to, and revised so much of the act of 1819, that still the two acts might have been so far taken together as to have authorized the present commissioner to require the person presenting a claim for adjudication, to make the affidavit required by the resolution hereafter recommended for adoption. Had this been done, the claims complained of would never have been committed, and the legislature of 1823 would have been saved from the unmerited censure which the intemperate and unfeeling have attempted to cast upon them.

Indicating the General Assembly, your committee does not intend, however, to charge either the register for issuing, or commissioner for adjudicating, such claims with any intentional or fraudulent violation of the law. The high characters they sustain as individuals and as officers of the state, would forbid such an insinuation.

Your committee, in closing this report, beg leave to recommend the adoption of the following resolution:

Resolved by the General Assembly of the State of Tennessee, That it shall be the duty of the Secretary of State, in the adjudication of such warrants, or fractional parts of warrants, as were filed with him, according to the existing laws, on or before the 1st of Oct. 1824, for adjudication, to require satisfactory evidence, that such warrant or warrants did not stand located in any of the surveyors' offices north and east of the Congressional reservation line, on the 21st Nov. 1823; and that the Secretary of State may receive as evidence of that fact, the affidavit of the claimant, his agent or attorney: and until such affi

davit, or other satisfactory evidence, is produced, he shall not proceed to adjudicate the same.

All of which is respectfully submitted :

A. V. BROWN, Chairman.

In which report this House concurred.

Ordered, That the clerk inform the Senate thereof.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act to alter the name and make legitimate the person therein named :

An act for the relief of Joseph Phillips :

An act to declare Cany-fork navigable :

An act to authorize the trustees of Carrick Academy to sell and convey the lot on which said academy stands :

An act authorizing the persons therein named to build a fish trap across the south sluice of Cany fork :

An act supplemental to an act passed at Murfreesborough, 17th August, 1822, entitled “an act for the relief of Willie Cherry ;”

An act to encourage the erection of salt works in the Hiwassee district :

An act for the benefit of John Parks ; and

An act to amend an act, entitled “an act to authorize Joseph and John Greer, of Lincoln county, to build a mill dam across Elk river.

The Speaker of this House signed said acts.

Ordered, That the clerk deposit them in the office of the Secretary of State.

The following persons were appointed Justices of the Peace for the counties in which they reside, by joint resolutions submitted by their representatives and concurred in by the Senate.

Rutherford county—Henry Ridley, Joseph Mason, David R. Gooch, Joseph Gowan, John Overall, Hugh Read, Isaac Butler and Joel Smith.

Humphreys—Miles Goodwin, Elijah Rudolph, Silvester Adams and Anderson Dunlap.

Bedford—Wartman Gullett.

Mr. Crisp submitted the following resolution, which was rejected :

Resolved, That John McCrackin, Robert Newton and Robert Brashers be appointed Justices of the Peace for Lawrence county.

Mr. Watterson submitted the following resolution, which was adopted :

Resolved, That the Senate meet the House of Representatives in the Representative Hall on to-morrow at 9 o'clock, for the purpose of taking into consideration the propriety of recommending to the good people of this state to vote for or against a convention at their next general election.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

The Senate concurred in said resolution, and proposed to elect an Entry-taker for Humphreys county at the same time. This House concurred.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution appointing Thomas Hickman a Justice of the Peace for Dickson county.

This House concurred, and the clerk informed the Senate thereof.

A bill for the relief of F. H. Taylor and the heirs of John Rice, dec'd.

A bill for the relief of the heirs of David Kilcrease, dec'd.

A bill to amend the 4th section of an act for the relief of Toliver Hughlett and others, passed at Murfreesborough, Nov. 12, 1825; and

A bill for the relief of Edward Conway and John Brevard,

Were taken up, read, and ordered to be referred to the committee on land claims.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution that the committee on the subject of unappropriated lands be instructed to report a bill to compel the several Entry-takers, north and east of the Congressional reservation line, to make out and furnish the surveyors with copies of all entries now made, or which may hereafter be made in their offices, to the end that the entry-taker may be debited and the lands surveyed.

On motion of Mr. Cleaveland,

Ordered, That said resolution lay upon the table until the first day of January next.

Ordered, That the clerk inform the Senate thereof.

Mr. Polk returned a bill more effectually to suppress gaming, which was read.

Mr. Polk moved to strike out that part of said bill which provides that the fee of the solicitor, when he convicts any person of unlawful gaming, shall be ten dollars, if the same can be made out of the defendant.

On this motion the yeas and nays were required ; there were yeas 17, nays 23.

Those who voted in the affirmative, are, Messrs. Balch, Barnes, Cowan of L. Cheatham, Clack, Crisp, Crockett, Gore, Jones, Maury, Nelson, Pierce, Polk, Sharpe, Stephens, Williams, and Young.

Those who voted in the negative, are, Messrs. Speaker, Allen, Buchanan, Brady, Carriger, Cleaveland, Cowan of B. Douglass, Dickson, Fain, Grundy, Hogan, Holt, Kelly, Lytle, McClellan, Reneau, Scanland, Walton, Watkins, White, Whitson, and Waterson.

And so the said clause was not stricken out.

Mr. Balch offered the following amendment to said bill, to wit :

Be it enacted, That in all cases where the defendant shall be acquitted, the attorney general shall pay the costs.

On the question, will the House adopt said amendment? the yeas and nays were required; there were yeas 3, nays 35.

Those who voted in the affirmative, are, Messrs. Balch, Jones and Williams.

Those who voted in the negative, are, Messrs. Speaker, Allen, Barnes, Buchanan, Brady, Carriger, Cleveland, Cavan of B. Cowan of L. Clark, Crisp, Douglass, Dickson, Fair, Gore, Grundy, Hogan, Holt, Kelly, Lytle, McClellan, Marry, Nelson, Pierce, Polk, Renan, Sharpe, Stephens, Scanland, Walton, Watkins, White, Whitson, Watterson, and Young.

The said bill was then put upon its passage by yeas and nays; there were yeas 24, nays 15.

Those who voted in the affirmative, are, Messrs. Allen, Buchanan, Brady, Carriger, Cleveland, Cavan of B. Douglass, Dickson, Fair, Grundy, Hogan, Holt, Kelly, Lytle, McClellan, Pierce, Renan, Stephens, Scanland, Watkins, White, Whitson, Watterson and Young.

Those who voted in the negative, are, Messrs. Speaker, Balch, Barnes, Cavan of L. Clark, Crisp, Crockett, Gore, Jones, Marry, Nelson, Polk, Sharpe, Walton, and Williams.

And so the said bill was passed the third and last time and ordered to be engrossed.

Received from the Senate,

A bill to encourage the building of iron works in the Hiwassee district;

A bill to compel the sheriff of Henry county to pay the public building tax in said county to the commissioners for the town of Paris for the time being, and for other purposes;

A bill to authorise persons who have made entries north and east of the Congressional reservation line under the act of 1823, upon granted or previously appropriated lands, to remove to the same upon any other vacant land in the same county;

A bill to authorize the register and ranger of Weakley county to keep their offices at their dwelling houses ;

A bill respecting Mason Lee's will ;

A bill to prevent any justice of the peace within this state from becoming bound as security for any collecting officer and for other purposes ;

A bill for the relief of Joseph Callaway ; and

A bill to amend the 49th chapter of the acts of 1823 ;

Which bills were severally read the first time and passed.

A bill to amend the judiciary system of this state ;

A bill to declare Sandy river navigable to Jemmisson's Bluff ;

A bill to provide for increasing the fund appropriated to the establishment and support of common schools, as amended, on motion of Mr. Maury ;

A bill for the relief of William Patterson and others, as amended, on motion of Mr. Polk ;

A bill for the relief of Charles Holland ;

A bill for the relief of Jourdin Milum ;

A bill to authorize Aaron Schoolfield and others to open a turnpike road ;

A bill to authorize the corporation of the town of Reynoldsburg to pass certain by laws ;

A bill to compel the commissioners of Dickson Academy to pay over certain moneys in their hands ;

A bill to amend an act entitled an act to authorize George Carpenter of Franklin county to open a turnpike road ;

A bill authorizing the justices of the peace in Williamson county to take the deposition of John McAlister ; and

A bill for the benefit of Judith R. Long, as amended on motion of Mr. Polk ;

Were severally read the second time and passed.

Mr. Crockett moved that the house adjourn until to-morrow morning at 9 o'clock.

On the question, will the house adjourn ? the yeas

and nays were required. There were yeas 17, nays 20.

Those who voted in the affirmative, are, Messrs. Balch, Barnes, Brady, Cheatham, Crockett, Dickson, Grundy, Jones, Maury, Nelson, Reneau, Sharpe, Walton, Watkins, White, Whitson, Williams.

Those who voted in the negative, are, Messrs. Speaker, Allen, Buchanan, Carriger, Cleaveland, Cowan of B. Cowan of L. Douglass, Fain, Gore, Hogan, Holt, Kelly, Lytle, McClellan, Polk, Stephens, Scanland, Young, and Watterson.

And so the said motion was negatived.

A bill to extend the town of M'Minnville, in the county of Warren,

Was read the third time and passed.

A bill for the relief of Thomas L. Draper a blind man, and others ;

A bill for the relief of Sheriffs ;

A bill to establish the 17th solicitoral district ; and

A bill to prescribe certain duties to the President and Directors of the Bank of the State of Tennessee, Were read and rejected.

A bill for the relief of Charles Augustus Houser, and other heirs and devisees of John Godfrey Houser deceased, and others, was taken upon its third and last reading ;

Mr. Polk proposed several amendments to said bill, which were adopted. Mr. Grundy proposed further to amend said bill, which was agreed to by the House.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein. .

The Senate concurred in said amendments.

The said bill was then read the third and last time, passed, and ordered to be engrossed.

Mr. Cleaveland withdrew for amendment, a bill for the benefit of the Beanstation turnpike road ;

Mr. Polk, a bill for the relief of Polly Hicklin ; and,

Mr. Watterson, a bill to amend an act entitled

“an act authorizing Wm. Matlock to open a turn-pike road,” passed at the last session of the General Assembly.

And then the House adjourned.

FRIDAY, OCTOBER 8, 1824.

Mr. Buchanan presented the certificate warrants of Jesse Webb, James Watkins and Geo. W. Sanders, with sundry accompanying papers ;

Mr. Sharpe returned a bill for the relief of Wm. P. Anderson, with accompanying documents.

Received from the Senate the following resolution :

Resolved, That the Secretary of State adjudicate certificates No. 1300 and No. 1303, upon the affidavit of Drury P. Armstrong, and issue them to the persons entitled ;

Which resolution and papers were referred to the committee on land claims.

Mr. Buchanan presented the petition of Stephen Mitchel ; which was referred to the committee on propositions and grievances.

Mr. Brady, from committee of enrolments, reported correctly enrolled,

An act for the relief of Charles Augustus Houser, and other heirs and devisees of John Godfrey Houser, dec'd. and for other purposes ; and

An act more effectually to suppress gaming.

The Speaker of this House signed said enrolled bills.

Ordered, That the clerk carry said enrolled bills to the Senate, and inform them thereof.

A message from the Senate, by Mr. Danice, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act for the relief of Robert Campbell ;

An act to extend the town of McMinnville, in the county of Warren ; and

An act to allow the counties therein named, to ad-

journal their courts to such place as they may think proper.

The Speaker signed the said enrolled bills.

Ordered, That the clerk deposit the same in the office of the Secretary of State.

Mr. Balch submitted the following resolution, which was adopted, except the preamble and first resolution :

Whereas the citizens of Greene county are much oppressed by the rules adopted by the President and Directors of the Bank of the State of Tennessee in loaning the money apportioned to them by law, contrary to the spirit and intention of the act establishing said Bank : therefore,

Resolved by the General Assembly of the State of Tennessee, That the President and Directors of the Bank of the State of Tennessee, forthwith conform to their rules and regulations in loaning money in the respective counties in this state, according to the meaning and intention of the act establishing said Bank.

Resolved, That if the regulations adopted by said President and Directors continue in force, then and in that case, said President and Directors are hereby directed and required to withdraw from the county of Greene the amount of money allotted to said county.

Ordered, That the clerk transmit said resolution to the Senate and ask their concurrence therein.

The Senate not concurred in said resolution.

Mr. Maury presented the petition of sundry persons, praying that Stephen Childress may administer on the estate of Henry Walker, dec'd. late of the county of Williamson, with some peculiar privileges.

On motion of Mr. Maury,

A select committee was raised to take said petition under consideration.

Mr. Speaker appointed Messrs. Maury, Young, Cowan of B. Watterson, Crisp and White to constitute said committee.

Mr. Kelly submitted the following resolution, which was adopted ;

Resolved, That James Wilson and Randolph Gibson be appointed justices of the peace for the county of Rhea, and John Armstrong, Silas Gratton, Emmanuel Parkenson, John Couch, Jackson Smith, Wm. Lee, Tidance Lane, James Gregg, John Arwine, James D. Handley and Isaac W. Fife be appointed justices of the peace for the county of McMinn.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolution.

A bill the relief of Joseph H. and Robert Scales ;

A bill to continue the adjudication of land certificates ;

A bill to authorize the Secretary of State to adjudicate certain warrants ;

A bill for the relief of the assignee of Thomas Polk ;

A bill for the relief of the heirs William Babb ;

A bill for the relief of Wm. Nash ;

A bill for the relief of Blackman Coleman, Robert H. Dyer and Samuel R. Rucker ; and

A bill for the relief of John G. Murphy,

Were referred to the committee on land claims.

A bill to expedite the administration of justice ;

A bill for the benefit of Robert Love, a citizen of the Hiwassee district ; and

A bill for the relief of John House,

Were severally read and rejected.

Mr. Williams returned with a proposed amendment, a bill authorizing the loan of certain moneys to the citizens of the Hiwassee district, which was adopted, and the bill laid upon the table indefinitely.

The hour having arrived at which the two Houses were to meet for the purpose of taking into consideration the propriety of recommending to the good people of this state to vote for or against a convention, at their next general election, and also to elect an entry-taker for the county of Humphreys,

Ordered, That the clerk inform the Senate that the

Hall of this House is now prepared to receive their body.

Whereupon Mr. Speaker and gentlemen of the Senate appeared and took their seats within the bar of this House.

The two Houses then proceeded by vote to elect an entry-taker for Humphreys county, when John Thompson was elected, which was announced by the Speaker of the Senate.

On motion,

The two Houses then resolved themselves into committee of the whole, Mr. Hamilton in the chair. After some time spent in the consideration of the propriety of recommending to the good people of this state to vote for or against a convention to revise and amend the constitution of this state, at their next general election, it was, on motion,

Ordered, That the clerk of the Senate make out a full and complete journal of the proceedings of this committee and attach the same to the end of the journal of the Senate for the present session, and then the committee rose. Mr. Speaker and the gentlemen of the Senate retired to their own chamber, and the Speaker of this House resumed the chair.

Received from the Senate,

A bill for the relief of Montgomery Bell and to encourage the domestic manufacture of wrought iron ;

A bill to authorize the commissioners of the town of Greenville to sell the old court-house, and to authorize the justices of said county to lay a tax for the purpose of finishing the new court-house, and for other purposes ;

A bill to authorize the register of West Tennessee to rectify a mistake in grant No. — for 640 acres of land issued for the use of schools ;

A bill authorizing the principal surveyor of the 9th district to remove his office ;

A bill for the relief of the heirs of John Jones, deceased, of Giles county ;

A bill prescribing certain duties to the treasurer of East Tennessee ;

A bill for the relief of Aaron Anglin ;

A bill for the benefit of James C. Fergusson ;

A bill for the relief of Rawland Flowers ;

A bill respecting Cumberland College ;

A bill to amend the 13th chapter of the acts of 1823 ;

A bill to secure the navigation of Wolf river ;

A bill for the relief of Moses Sallie ;

A bill respecting Nolichucky river ;

A bill to increase the penalties on bonds hereafter to be given by constables ;

A bill directory to the surveyors south and west of the Congressional reservation line ;

A bill for the relief of securities in certain cases and for other purposes ;

A bill to empower the county court of Bedford to erect a house for the accommodation of the poor ;

A bill authorizing special terms of the circuit courts of Washington and Greene ;

A bill to authorize the correction of a mistake in issuing a commission to John Hoss, a justice of the peace for Smith county, and William Woods, a justice of the peace for Giles county ;

A bill to regulate the county courts in the counties therein named ;

A bill to appropriate money for employing counsel to defend certain suits against citizens south of French-broad and Holston ;

A bill to prohibit persons from galloping or running horses upon the streets of the towns in this state ;

A bill supplemental to an act, entitled an act to authorize the drawing of a lottery for the erection of a Hospital in the town of Nashville ;

A bill extending certain powers to the commissioners of the town of Brownsville ;

A bill to establish a town in the county of Madison on the south side of the south fork of Forked-deer river, on the lands of Wm. Hill ;

Were read the first time and passed.

Mr. Walton returned, with a proposed amendment, a bill to amend an act, entitled, an act authorizing Wm. Matlock to open a turnpike road, passed at the last session of the General Assembly. The amendment was adopted, and the bill read the second time and passed.

A bill prescribing the duties of the treasurer of East Tennessee in certain cases ;

A bill to authorize the register and ranger of Weakley county to keep their offices at their own dwelling houses ;

A bill to compel the sheriff of Henry county to pay the public building tax in said county to the commissioners of the town of Paris, and for other purposes ;

A bill for the relief of Thomas Hopkins, as amended on motion of Mr. Maury ;

A bill to amend the laws regulating jailers' fees ;

A bill to alter the name and make legitimate Elizabeth Moody ;

A bill supplemental to an act passed at the present General Assembly, entitled an act to amend an act defining the duties of the Nolichucky navigation company and to enlarge the time for settling the business of said company ;

A bill to amend an act entitled an act to appoint suitable persons to open and keep in repair that part of the road leading from South West Point to Carthage, and to keep a turnpike thereon, passed Nov. 15, 1815 ;

A bill for the relief of honest industrious mechanics ;

A bill to repeal the act therein named ;

A bill for the better regulation of the taxation of stud horses and jacks ;

A bill for the relief of James Whitsett ;

A bill to alter the line between the counties of Hawkins and Claiborne ;

A bill for the relief of the proprietors of Paint mountain turnpike road ;

A bill to reannex part of Humphreys county to Dickson county ;

A bill to amend an act entitled an act for the relief of Henry Buram and others ;

A bill to provide for the payment of the members, clerks and doorkeepers of this session of the General Assembly and to defray the necessary contingent expenses thereof ;

A bill to legalize the official acts of the surveyor of Marion county ;

A bill to alter the present mode of appointing commissioners for the town of Jackson ;

A bill for the relief of Isaac Love ;

A bill to appoint additional commissioners for the town of Perryville, in Perry county ;

A bill for the benefit of John Reeves ;

A bill for the relief of Nathan Jobe and James Robertson ;

Were severally read the second time and passed.

A bill to amend an act entitled an act to authorize George Caperton of Franklin county to open a turnpike road ;

A bill prescribing certain duties to the officers therein named ;

A bill to appropriate the residue of the public moneys arising from the sale of lots in the town of Jackson ;

A bill to authorize the county courts west of Tennessee river to lay a tax to complete their public buildings, as amended on motion of Mr. Crisp ;

A bill to regulate the proceedings of the commissioners for the town of Huntingdon in the county of Carroll ;

A bill authorizing the justices of the peace for Williamson county to take the deposition of John M. Alister ;

A bill for the relief of Wm. Patterson and or

A bill to declare Sandy river navigable to Wy mill ; and

A bill to provide for the holding a special term of the circuit court of Roane ;

Was read the third time and passed.

A bill regulating the practice in chancery ;

A bill to compel the commissioners of Dickson Academy to pay over certain moneys in their hands ; and

A bill for the relief of Jourdan Milum ;

Were severally read the third and last time, passed, and ordered to be engrossed.

A bill for the relief of sheriffs and other officers,

Was read the third time, and ordered to be laid on the table till the first day of January next.

A bill to establish a chancery district court in the Western district, was taken up.

Mr. Grundy proposed an amendment, which, together with the original bill, were laid upon the table.

Mr. Barnes withdrew for amendment, a bill to incorporate the town of Hardinville, in the county of Hardin, and for other purposes.

Mr. Scanland, a bill to provide for persons who have had their deed or deeds of conveyance for land recorded and registered in different counties to that where the land lies, through mistake :

Mr. Pierce, a bill to declare Obion river navigable to Huntingdon, Carroll county :

Mr. Reneau, a bill to provide for the payment of certain costs therein mentioned :

Mr. Grundy, a bill to extend the bounds of the corporation of the town of Nashville.

On motion of Mr. Brady, Messrs. Crockett, Douglass, and Walton, had leave of absence until Monday next.

And then the House adjourned.

SATURDAY, OCTOBER 9, 1824.

Mr. Buchanan presented the petition of Thomas Atkins, concerning sundry land warrants ; which was referred to the committee on land claims.

The Speaker laid before the House the memorial of Samuel McConnell, containing charges against, and imputing high crimes and misdemeanors in office to Nathaniel Smith, entry-taker in the Hiwassee district.

Messrs. Young, Buchanan, Brady, Carriger, and Nelson, were appointed to take the said memorial into consideration, and report to the House thereon.

Mr. Maury, from the joint committee on land claims, made the following report:

The committee to whom was referred sundry bills, petitions, and other papers on the subject of land claims, beg leave to recommend the adoption of the following resolutions:

First. That military warrant to Josiah Turner, assee. No. 1106, for 1097 acres,

2 Warrant No. 1108, for 735 acres, to Jno. S. Russwurm

3 " 461 228 " Jno. Bullock,

4 " 1485 228 " Amos Lewis,

5 " 3020 1000 " Edw'd Harris as.

Be referred to the commissioner of West Tennessee for adjudication.

Resolved, That the several bills, petitions, &c. praying for certificates on account of interferences, viz:

	No.	Acres.	
1	On grant 678 for 180½,		to Jacob Peck,
2	521	250	Arthur L. Campbell,
3	469	640	Samuel Akin,
4	5781	1000	Edward Harris,
5	14754	62½	Jas. McKinley,
6	3365		
7, 8, 9, &	1091	640	John Craddock,
11	2491	2057	Daniel Young,
12	913	1000	Hardy S. Bryan assee.
13	11244	640	Chas. Bedwell assee. &c.
14	20	228	Dorcas McClain,
15	7014	640	Thos. Brown and John
			Purris assee. &c.
16	6052	180	John Kendell,

	No.	Acres.	
17	On grant 3276 for 640,		to Joshua Hadley,
18	4837	640	Wm. K. Paulding ase. &c.
19	228		
	847		E. Wallen,
	469		John Williams,
	511		John Carmack,
	419		Beryman Wallen,
	240		Robert King,
	1299		James Berry,
20	565	20	Keshal Wallen,
	387		Nathaniel Hudson,
21	921	640	Thomas Talbot,

} claimed by Jno
Wallen, as. &c.

Be, with the evidences accompanying them, referred to the commissioner for adjudication, agreeably to the act of 1819, and the 8th section of the act of 1821, referred to by a resolution of this General Assembly.

Your committee have also had under consideration sundry other bills, petitions, &c. and have agreed to report thereupon as follows:

1. *Resolved*, That the petition of Hugh Pinkston is unreasonable.

2. *Resolved*, That the petition of Robert Cypert is unreasonable.

3. *Resolved*, That a bill for the relief of the heirs of Joseph Green, providing for division of warrant No. 1075, ought not to pass.

4. *Resolved*, That a bill for the relief of Wm. Nash, providing that a certificate may issue on account of a deficiency of acres called for in his grant, be rejected.

5. *Resolved*, That a bill for the relief of Wm. T. Anderson, providing that a legal estate in forty acres of land, granted to the heirs of Absalom Wilder, may be vested in him for reasons therein expressed, ought not to pass.

6. *Resolved*, That the petition of Wm. Gay is unreasonable.

7. *Resolved*, That the petition of Benjamin Wheeler is unreasonable.

8. *Resolved*, That resolution No. 1, proposing to prohibit the issuance of grants upon certificates in certain cases, south and west of the reservation line, ought not to be adopted.

All of which is respectfully submitted :

ABRAM MAURY, Chairman.

The House concurred in said report, except that part which relates to the claim of Robert Cypert, and the fourth and fifth resolutions, which were ordered to be laid upon the table indefinitely:

Ordered, That the clerk transmit said report to the Senate, and ask their concurrence therein.

Mr. Maury submitted the following resolution :

Whereas by the several acts passed by the General Assembly of the state of Tennessee, relating to the satisfaction of North-Carolina land claims, it is made manifest, that it is the sincere desire of the good people of this state to close forever the offices pertaining to that subject; and whereas doubts are entertained by this General Assembly, about the propriety of suffering warrants to be adjudicated, which have issued to the president and trustees of the University of N. Carolina, although the same may be founded on services rendered by the officers and soldiers of the revolutionary war; and whereas the commissioners appointed under the authority of the legislature of this state, in their compromise with the agents of the University of North-Carolina, did provide for the assignment of 60,000 acres of land warrants to the two colleges of this state, and that the balance, when issued, were to be also, as to one half of them assigned to the said colleges, and the General Assembly believing that all the literary institutions of this state ought to have been benefited by said compromise; and whereas it is manifestly the interest, as well as the sincere desire of the good people of this state, that the relations of amity and friendship subsisting be-

tween the two states should not be disturbed : It is therefore

Resolved by the General Assembly of the State of Tennessee, That the commissioner of West Tennessee is hereby authorized to proceed to the examination and adjudication of said warrants, upon the following express conditions—that is to say: Provided, that no military warrant issued to the University shall, in any event, be received or adjudicated by said commissioner, until it shall be officially certified to him, by the Secretary of the State of North-Carolina, under the authority of the General Assembly of said state, (which said certificate shall be filed in the office of the Secretary of this state,) that they have ceased issuing military warrants for the services of the officers and soldiers of their continental line, and that the muster rolls are forever closed. And provided also, that the said Secretary of North-Carolina shall first furnish to the commissioner aforesaid, a full and complete abstract of all the claims issued since the closing of the commissioner's office in October, 1822; shewing specially, the number of the warrant, the warrantee's name, term of service, quantity of acres and when issued. Which abstract shall be furnished at the proper expense of the claimants. And provided further, that the agents of the said university, or the trustees of the colleges of this state, as the case may be, shall assign and deliver over to the commissioner of land claims, the warrants intended by said compromise to be assigned to the colleges of this state, to be by him adjudicated and delivered over to the commissioners of the academy fund, for the use and benefit of the academies that are and may be established in the different counties in this state. Then, and in that case, it shall be lawful for said commissioner to adjudicate all the warrants issued in the name of said university, not exceeding one hundred thousand acres.

Ordered, That said resolution be laid upon the table until Wednesday next.

Mr. Brady, from the committee of enrolments, reported truly enrolled, bills entitled,

An act regulating the practice in chancery; and

An act to compel the commissioners of the Dickson Academy to pay over certain moneys now in their hands.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit them to the Senate, for the signature of their Speaker.

Mr. Maury, from a select committee, made the following report, in which the House concurred, to wit:

The committee to whom was referred a petition of Mary Walker, praying that a law may pass for the benefit of the estate of Henry Walker, deceased, have considered the same, and have directed me to report the prayer of the petitioner reasonable.

ABRAM MAURY, Chairman.

Mr. Cowan of B. submitted the following resolution, which was adopted:

Resolved, That James Bacomb be appointed a Justice of the Peace for the county of Monroe.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

The Senate concurred in said resolution.

A bill to authorize the corporation of the town of Reynoldsburgh to pass certain by-laws, was taken up on its third and last reading.

Mr. Maury offered an amendment in lieu of the whole bill, and moved to amend the title so as to read, a bill for the benefit of the estate of Henry Walker, deceased; which amendment was adopted, and the proposed change of title agreed to.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred.

The said bill was then read the third and last time, passed, and ordered to be engrossed.

On motion of Mr. Maury, Messrs. Cowan of L. Nelson, Fain, Pierce, Watkins, and Jones, were added to the joint-committee on land claims.

Ordered, That the clerk inform the Senate thereof.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have added Messrs. Reynolds, Jetton, and Gammon, to the joint committee on land claims.

Oⁿ motion of Mr. Grundy, leave of absence was granted to Mr. Reneau till Monday next.

A bill for the relief of Malcom Gilchrist;

A bill for the relief of the persons therein named;

A bill for the benefit of Benjamin McCoustir;

Were referred to the committee on land claims.

A bill to alter the times of holding the county courts in the counties therein named;

A bill to authorize the clerk of the circuit court of Franklin county to build an office on part of the public square in the town of Winchester;

A bill to amend an act, entitled “an act to authorize John Tollett, James Ormes, George Gordon and Jesse Lincoln to open a turnpike road;”

A bill for the benefit of John Sutton, an aged and infirm revolutionary soldier;

A bill for the relief of Laban Phillips;

A bill to restore Henry Deweece to his former privileges, as amended on motion of Mr. Grundy;

A bill to amend an act, entitled “an act to lay off and establish a town on the land of John Stiffee, in Grainger county;

A bill supplemental to an act, entitled “an act to regulate the county courts of Rutherford and other counties,” passed Nov. 14th, 1823, as amended on motion of Mr. Fain;

A bill to appoint a commissioner of the turnpike road therein named;

A bill to authorize the register of West Tennessee to rectify a mistake in grant No. 15886, for 640 acres of land, issued for the use of schools;

A bill to authorize Andrew Taylor, sen. and Thomas Buck to build fish traps in Watauga river;

A bill to encourage the building of iron works in the Hiwassee district;

A bill respecting Mason Lee's will;

A bill for the benefit of James C. Furguson;

A bill respecting Cumberland College;

A bill to establish a town in the county of Madison, on the south side of the south fork of Forked-deer river, on the land of Wm. Hill;

A bill to appoint a commissioner of the Smoky-mountain turnpike company;

A bill for the relief of the heirs and creditors of Thomas H. Bernard, deceased;

A bill to amend an act, entitled "an act to appoint commissioners for the town of Centreville, Hickman county;

A bill to authorize Thomas Brown and John Tedder to establish a turnpike road;

A bill for the relief of the owners of lots in the town of Alexandria, in the county of Smith;

A bill to amend an act extending the town of Galatin;

A bill to emancipate the persons therein named;

A bill to authorize the drawing of a lottery to complete the public road from Jonesborough, by Elizabethton, to the North-Carolina line;

A bill for the relief of Lawson Hobson, of Giles county;

A bill for the relief of Alexander Roscow;

A bill to authorize the correction of a mistake in issuing a commission to John Hoss, a justice of the peace for Smith county, and Wm. Woods, a justice of the peace for Giles county;

A bill for the benefit of Samuel Crowell;

A bill to revive an act, entitled "an act to provide for establishing a new court-house in the county of Morgan," passed July 22d, 1820;

Were read the second time and passed.

A bill to change the venue in the case therein named;

A bill to authorize the county and circuit courts of Lawrence county to be held in the new court-house in Lawrenceburg ;

A bill to provide for the regulation of Athens, in the county of McMinn ; and

A bill for the benefit of the securities of entry-takers and surveyors north and east of the congressional reservation line, and north of Tennessee river, and for other purposes ;

Were read the third time and passed.

A bill to authorize the register and ranger of Weakley county to keep their offices at their dwelling houses ;

A bill to compel the sheriff of Henry county to pay the public building tax in said county to the commissioners for the town of Paris for the time being, and for other purposes ;

A bill for the benefit of a company of cavalry, and to amend the militia laws of this state ;

A bill to incorporate the town of Lexington, in the county of Henderson ; and

A bill for the relief of the settlers south and west of the Congressional reservation line,

Were read the third and last time, passed, and ordered to be engrossed.

A bill to amend the 6th section of an act entitled an act for keeping in repair the turnpike road from Sparta in White county, to the intersection of the Cumberland turnpike road at or near Daddy's creek, and for other purposes ;

A bill to reduce the price of land to be entered on Cumberland mountain ;

A bill for the relief James Houston of Blount county ; and

A bill authorizing the principal surveyor of the 9th district to remove his office ;

Were severally read and rejected.

Mr. Grundy, who had withdrawn for amendment, a bill to extend the bounds of the corporation of Nash-

ville, returned the same, with a proposed amendment in lieu of the whole bill, which was adopted.

The said bill, as amended, was then read the second time and passed.

Mr. Scanland returned a bill to provide for persons who have had their deed or deeds recorded and registered in a different county to that where the land lies, through mistake, with a proposed amendment.

Ordered, That said bill and amendment lie upon the table indefinitely.

A bill to increase the compensation of witnesses attending the courts of justice in this state, was taken up and read. This bill provides that witnesses attending as such in their own counties shall be allowed 75 cents per day, and those who may have to attend out of the county in which they reside shall be entitled to \$1 25 cents per day.

The said bill was read the second time and put upon its passage, when the yeas and nays were required; there were yeas 9, nays 23.

Those who voted in the affirmative, are, Messrs. Brady, Cleaveland, Holt, Lytle, Pierce, Sharpe, White, Scanland and Watterson.

Those who voted in the negative, are, Messrs. Speaker, Allen, Balch, Barnes, Buchanan, Carriger, Cowan of B. Cowan of L. Cheatham, Dickson, Fain, Gore, Grundy, Hogan, Holt, Jones, Kelly, McClellan, Maury, Nelson, Polk, Stephens, and Watkins.

And so the said bill was rejected.

On motion of Mr. Stephens,

Messrs. McClellan, Holt, Barnes and Dickson were added to the committee of propositions and grievances.

Mr. Balch withdrew for amendment, a bill to authorize the commissioners of the town of Greeneville to sell the old court house, and to authorize the justices of said county to lay a tax for the purpose of finishing the new court house, and for other purposes.

Mr. Polk, a bill for the relief of Elizabeth D. Finnie.

Mr. Dickson, a bill to regulate the county courts of the counties therein named.

Mr. Jones, a bill to amend an act entitled an act to incorporate the inhabitants of the town of Paris.

Mr. Sharpe, a bill to alter the time of holding the county courts in the county of Bedford.

Mr. Pierce, a bill to alter the time of holding some of the courts in the 8th and 9th judicial circuits, and for other purposes.

Mr. Kelly, a bill supplemental to an act, entitled an act to amend the 8th section of an act to dispose of the lands lying between the rivers Hiwassee and Tennessee, and north of Little Tennessee river, passed at Murfreesborough, August 21, 1822.

A bill to render uniform certain judicial proceedings,

Was read the third time and rejected.

And then the House adjourned.

MONDAY, OCTOBER 11, 1824.

Mr. Brady presented sundry papers concerning interferences of land claims.

Ordered, That said papers be referred to the committee on land claims.

Mr. Cowan of B. presented the petition of sundry persons of Monroe county, relative to their seat of justice.

Ordered, That said petition be referred to the committee of propositions and grievances.

Mr. Maury from the committee on land claims, reported,

A bill for the relief of Alexander McClintock ; and

A bill to amend an act entitled an act for the relief of the persons therein named, passed Nov. 25th, 18 3.

Which were read the first time and passed.

Mr. Allen, from the committee of propositions and grievances, reported, that a bill to reduce the limits of Overton county ought to pass, and that the peti-

tion of Hannah Conner is reasonable and her prayer should be granted. And that the petition of Stephen Mitchell, of Harrison O. T. Heald, of David Caps, and of Reuben Daughy are unreasonable, and the several prayers thereof should not be granted. And also, that a bill for the relief of John M. Cullen ought not to pass.

In which report the House concurred.

Mr. Brady, from the committee of enrolments, reported correctly enrolled,

An act for the benefit of a company of cavalry, and to amend the militia laws of this state ;

An act to incorporate the town of Lexington in the county of Henderson ;

An act for the benefit of the estate of Henry Walker, dec'd.

An act for the relief of the settlers south and west of the Congressional reservation line ;

An act to authorize the register and ranger of Weakley county to keep their offices at their own dwelling houses ; and

An act to compel the sheriff of Henry county to pay the public building tax to the commissioners for the town of Paris, for the time being, and for other purposes.

The Speaker of this House signed said enrolled bills.

Ordered, That the clerk carry said enrolled bills to the Senate, and inform them thereof.

A message from the Senate, by Mr. [redacted] clerk :

Mr. Speaker—The Speaker of the Senate this day signed enrolled bills, entitled,

An act to declare Sandy river navigable to a point called Wiatt's mill ;

An act to change the venue in the case therein named ;

An act appropriating the residue of the moneys arising from the sale of lots in the town of Jackson ;

An act to authorize the county and circuit courts of Lawrence county, to be held in the new court house in Lawrenceburgh ;

An act to provide for the holding a special term of the circuit court of Roane ;

An act empowering the justices of the peace for Williamson county, to take the deposition of John McAllister, touching the execution of the last will and testament of David Deaderick, dec'd.

An act for the benefit of the securities of entry-takers and surveyors north and east of the Congressional reservation line and north of Tennessee river, and for other purposes ;

An act prescribing certain duties to the officers therein named ; and

An act to provide for the regulation of Athens in the county of McMinn.

The Speaker signed the said enrolled bills.

Ordered, That the clerk deposite the same in the office of the Secretary of State.

Mr. Gore submitted the following resolution :

Resolved, That John McClellan, Redmond McDonald, John Gainn, John Crawford and Joel Vandyke be appointed justices of the peace for the county of Fentress, and Joseph Goodbar for the county of Overton.

Mr. Pierce, the following :

Resolved, That Alexander Brown and Woodson B. [redacted] appointed justices of the peace for the county of [redacted], and Mears Warner and Daniel Campbell for the county of Weakley.

Mr. Brady, the following :

Resolved, That Joseph Soap be appointed a justice of the peace for the county of Rutherford.

Mr. Crockett the following :

Resolved, That Phenias Holmes, Jacob Montgomery, Robert Wood, James McDonald, William Wharton, Richard Hopkins and James H. Bigham be appointed justices of the peace for the county of Carroll.

Mr Stephens, the following :

Resolved, That William Nail, David Smith and Andrew Thomas be appointed justices of the peace for the county Bledsoe.

All of which resolutions were adopted.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Fair,

Mr. Grundy had leave of absence till Tuesday next.

Mr. Maury submitted the following resolution, which was adopted :

Resolved, That the member who presented any petition or other papers which were referred to any committee and reported unreasonable by the same, shall be allowed to withdraw such papers or documents.

A bill to establish the prison rules of the county of Greene ;

A bill for the relief of Elizabeth D. Finnie, as amended by Mr. Polk.

A bill for the relief of Wm. L. Petty ; and

A bill for the relief of Joshua Dreskell ;

Were severally read the second time and passed.

A bill for the relief of John Thomas, a citizen of Madison county ; and

A bill for the relief of the persons therein named ;

Were read the first time and passed.

Mr. Balch returned a bill to authorize the commissioners of the town of Greeneville to sell the old court house and to authorize the justices of the peace of said county to lay a tax for the purpose of finishing the new court house, and for other purposes.

Mr. Kelly returned a bill supplemental to an act entitled an act to amend the 8th section of an act to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee river, passed at Murfreesborough, Aug. 22, 1822, with a proposed amendment, which was rejected.

Mr. Jones returned a bill to amend an act, entitled an act to incorporate the inhabitants of the town of Paris, with a proposed amendment, which was adopted.

Mr. Sharpe returned a bill to alter the time of holding the county courts in the county of Bedford.

Mr. Pierce returned a bill to declare Obiou river navigable to Huntingdon, in Carroll county, with a proposed amendment, which was adopted.

Which bills were severally read the second time and passed.

A bill to authorize Aaron Schoolfield and others to open a turnpike road, and for other purposes ;

A bill for the relief of James Whitsett ;

A bill for the relief of Thomas White and his creditors, and others ;

A bill to establish the town of Mount Pleasant, in the county of Maury and to incorporate the inhabitants thereof, as amended on motion of Mr. Polk ;

Were read the third time and passed.

A bill to establish a town in the county of Madison, on the south side of the south fork of Forked-deer river, on the land of Wm. Hill ; and

A bill to encourage the building of iron works in the Hiwassee district ;

Were read the third and last time, passed, and ordered to be engrossed.

Mr. Barnes returned a bill to incorporate the town of Hardinville, in the county of Hardin, and for other purposes, with a proposed amendment, which was adopted, and the said bill read the third time and passed.

Mr. Crockett withdrew for amendment, a bill to improve the navigation the rivers in the Western district.

Mr. Balch, a bill to authorize special terms of the circuit courts in Washington and Greene.

Mr. Buchanan, a bill to emancipate certain persons therein named.

Mr. Cleaveland, who had withdrawn for amendment a bill for the benefit of the Beanstation turnpike road, returned the same and proposed to amend the bill by striking out that part of the first section which provides for the extension of said road to the top of Cumberland mountain, with the consent of the proprietors of the soil on said mountain, and insert in lieu thereof, that said road terminate at Sycamore creek, as heretofore ; and also to strike out Beverly Markum of Claiborne county, and to insert Warham Easley of Grainger ; and further, by exempting certain persons from the payment of toll. Which several amendments were agreed to, and the bill read the second time and passed.

And then the House adjourned.

TUESDAY, OCTOBER 12, 1824.

Mr. Stephens presented the petition of sundry inhabitants of the county of Marion, praying for the repeal of a law which requires them to work on Sequatchee river, to improve the navigation thereof, as they would have to do on public roads.

Mr. Allen, the petition of sundry persons of Cocke county, praying that Eli Newland may be permitted to retail goods without paying for license : and

Mr. Crockett, the petition of sundry persons in the western district, praying that no more warrants may be sent upon them.

Ordered, That said petitions be referred to the committee of propositions and grievances.

Mr. Allen, chairman of the committee on propositions and grievances, reported, that the committee on propositions and grievances had directed him to report reasonable, the several petitions of David Prewitt, John McAlister, sundry citizens of Hawkins county, Sally Miller, Benjamin Bond ; and that a bill for the relief of Samuel Dougan and others, also a bill for the benefit of certain persons therein named, ought to pass : and that said committee had directed

him to report unreasonable, the several petitions of sundry persons of Sevier county, of the Manumission Society of Tennessee, of Polly Minor, of John Scarborough, of Wm. Stewart, and the joint petition of Henry Matlock, David Arwine and Isaac Anderson; also, that a bill for the relief of John Baker, and a bill to attach part of the county of Marion to the county of Franklin, ought not to pass.

The said report was concurred in by the House.

Mr. Maury, from the joint committee on land claims, made the following report:

Your committee to whom were referred sundry bills, petitions, and other papers, purporting to be evidences of land claims, have had the said under consideration, and agreed to the following report:

Resolved, That

No. Acres.

1	Grant 4008 for 1280,	to John Childress,
2	1070	640 heirs of Joseph Scales,
3	15345	200 B. Coleman and others,
4	818	240 Wm. Nash, 28
5	1159	1000 Wm. Nash, 63½
6	173	1000 Wm. Bell or his assee.
7	5588	200 " "
8	4279	320 H. M. Rutledge or assee.
9	570	640 " "
10	160	John G. Murphy,
10	768	heirs of Arch'd Murphy,
11	265	40 Wm. Robertson,
12	9470	6 Edward Conway,
13	10329	26 John Brevard or his asse.
14	11235	Mark Patterson,
15	16243	100 Davis Kilcrease's heirs,
16		125 A. D. Murphy,
17	3266	90 Jacob Harder,
18	14993	104 Christian Shivers,
19	19189	84½ Hugh Terrence,
20	394	Joseph Cobb,
21	822	Wm. Pain and others,

	No.	Acres.	
22	Grant 391	for 80	to Joseph Cobb,
23	310	381 $\frac{1}{4}$	Jesse Riggs' assee.
24	233	640	Andrew Danavan.
25	1023	110	Benjamin McCruisten,
"	5686	40	" "
26	570	20	to rightful claimant,
27	10089	10	" "
28	12262	50	grant to Jno. Alexander,
29	9400	140	M. Gilchrist & O. B. Hays,

Be referred to the commissioner on land claims for adjudication, it being asserted by the respective claimants, that said lands have been taken by interference, and prayed by them that certificates may issue by reason of such interferences.

Resolved, That military warrant No. 1110, for 2560 acres, to John Taylor; John Armstrong warrant No. 2206, for 5000 acres, to the heirs of John Rice, and John Armstrong warrant No. 1162, for 1114 acres, to John G. and Thomas Blount, be referred to said commissioner for adjudication.

No. 1. *Resolved*, That the petition of Easley Alberson and eight others, praying a law may pass authorizing the register to issue a certificate for part of warrant No. 385, for 960 acres, upon proof being adduced that the same has been lost or destroyed, is reasonable.

2. *Resolved*, That a bill providing that the citizens south and west of the Congressional reservation line may be permitted, upon proof that their entries do not include the land intended to be entered, by mistake or otherwise, to remove the same, is reasonable, and ought to pass.

3. *Therefore resolved*, that the petition of David R. Mitchel; a bill for the benefit of James Morehead; a petition of George W. Steel; the bill and petition for James Bell; a bill for the relief of Benjamin Hardin, and the petition of Elkanah Sullivan, be laid upon the table indefinitely.

4. *Resolved*, That the petition of P. Henderson, praying that a certificate for 3000 acres may be adjudicated ;

7. *Resolved*, That a bill for the relief of Wm. Kenney ;

9. A bill and petition for the benefit of Samuel Hanks, one of the heirs of Gen. Robert Howe ;

13. A bill for the relief of the heirs of Wm. Babb ;
Are reasonable.

18. *Resolved*. That a bill for the benefit of Thomas Polk's heirs, be reported reasonable.

14. *Resolved*, That the petition of H. C. Armstrong, S. D. Rowan, the heirs of John Blair, and of John Wallen, assee. of Robert and Thomas King, praying the issuance of certificates on account of their lands lying north of the line of this state, is reasonable, and that a bill be introduced to embrace the provisions prayed for.

5. *Resolved*, That the petition of Valentine and Charles Sevier, praying relief on account of land lost by statutes of limitations, is unreasonable.

6. *Resolved*, That the petition of Wm. Bludworth, praying the issuing of a duplicate of military warrant No. 891. for 1009 acres, by reason of the original being lost, is unreasonable.

30. *Resolved*, That the petition of Thomas Hopkins, with the certificate of the principal surveyor of the second district, be laid upon the table indefinitely ; and also that a bill to prevent removal of entries, and for other purposes, and a bill to continue the adjudication of land certificates,

All of which is respectfully submitted :

ABRAM MAURY, Chairman.

The House nonconcurred in resolution No. 2 ; and ordered that No. 3. 8. 10, 11, 19, and 20, also a bill for the relief of the heirs of Wm. Babb, and the report on the petition of Valentine and Charles Sevier, be laid upon the table indefinitely. The balance of said report was concurred in by the House.

Ordered, That the clerk transmit the same to the Senate.

Mr. Maury, from the same committee, also reported a bill for the benefit of the persons therein named, with a proposed amendment in lieu of the whole bill, which was adopted, and the title so altered as to read, a bill providing for the adjudication of certain land claims. The said bill was then laid upon the table.

A bill to explain an act passed at the last session of the General Assembly of this state; and

A bill for the relief of the heirs of Thomas Polk;

Both of which are contained in the above report were read the first time and passed.

Mr. Dickson, who had withdrawn for amendment a bill to regulate the county courts of the counties therein named, and for other purposes, returned the same, with a proposed amendment in lieu of the whole bill. This amendment provided, that the courts of pleas and quarter-sessions in the several counties in this state might, if they deemed it expedient, at their first session in every year, a majority of the acting justices being present, and two thirds concurring therein, elect three of their own body to hold courts during the year, with the same powers, emoluments and duties that are prescribed for the county courts of Rutherford and other counties, by an act passed at the last session of this General Assembly.

On the question, will the House adopt said amendment? the yeas and nays were required. There were yeas 16, nays 21.

Those who voted in the affirmative, ~~are,~~ Messrs. Speaker, Barnes, Brady, Cowan of B. Crockett, Douglass, Dickson, Fain, Holt, Maury, Pierce, Sharpe, Scanland, Watkins, White, and Williams.

Those who voted in the negative, are, Messrs. Allen, Balch, Buchanan, Cleaveland, Cowan of L. Cheatham, Crisp, Grundy, Hogan, Jones, Kelly, Lytle, McClellan, Nelson, Polk, Reneau, Stephens, Walton, Whitson, Watterson, and Young.

Mr. Polk then moved to lay said bill on the table till the first day of January next.

On the question, will the House lay said bill on the table till the first day of January next? the yeas and nays were required. There were yeas 28, nays 11.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Brady, Carriger, Cleaveland, Cowan of B. Cheatham, Crockett, Douglass, Dickson, Fain, Hogan, Holt, Kelly, McClellan, Maury, Nelson, Polk, Reneau, Sharpe, Stephens, Scanland, Walton, White, Whitson, Watterson, and Young.

Those who voted in the negative, are, Messrs. Barnes, Buchanan, Cowan of L. Clack, Crisp, Grunty, Jones, Lytle, Pierce, Watkins, and Williams.

Mr. Reneau returned a bill to provide for the payment of certain costs therein mentioned, with a proposed amendment; which was adopted, and the bill read the second time and passed.

Mr. Brady, from the committee of enrolments, reported bills of the following titles correctly enrolled:

An act to encourage the building of iron works in the Hiwassee district:

An act to establish a town in the county of Madison, on the south side of the south fork of Forked-deer river, on the land of Wm. Hill

Which were signed by the Speaker of this House.

Ordered, That the clerk transmit them to the Senate.

A bill to amend an act, entitled "an act to reduce the state tax on free polls and other taxable property therein named," passed Nov. 24th, 182, was taken up, read, and put upon its passage; when the yeas and nays were required. There were yeas 17, nays 17.

Those who voted in the affirmative, are, Messrs. Allen, Balch, Cleaveland, Buchanan, McClellan, Cowan of B. Cowan of L. Crisp, Fain, Hogan, Kelly, Scanland, White, Whitson, Williams, Watterson, and Young.

Those who voted in the negative, are, Messrs.

Speaker, Barnes, Brady, Carriger, Douglass, Dickson, Grundy, Holt, Jones, Lytle, Maury, Pierce, Polk, Reneau, Sharpe, Walton, and Watkins.

And so the said bill was rejected.

Mr. Barnes submitted the following joint resolution, to wit:

Resolved, That Matthew Brown, Wm. S. Wisdom, Joel Walker, and Thomas Young, be appointed Justices of the Peace for the county of McNairy;

Mr. Williams, the following:

Resolved, That John Tedder be appointed a Justice of the Peace for Roane county:

Mr. Allen, the following:

Resolved, That Isaac Neff be appointed a Justice of the Peace for Cocke county:

Mr. Young, the following:

Resolved, That Joseph Huffmaster be appointed a Justice of the Peace for Hawkins county.

In all of which resolutions the House concurred.

Ordered, That the clerk ask the concurrence of the Senate in said resolutions.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted a resolution appointing Thomas H. Nelson, George Adkins, and John N. Humes, Trustees of East Tennessee College; and Reuben Finley and Wm. Gore, Trustees of Overton Academy, in the county of Overton; and ask the concurrence of this House therein.

This House concurred in said appointments.

Ordered, That the clerk inform the Senate thereof.

A bill for the relief of Jas. W. Jenkins, former sheriff of Hardin county;

A bill for the relief of Elijah Embree;

A bill for the relief of Francis Marshall, a citizen of the county of Tipton;

A bill for the relief of Aaron Anglin and others, as amended on motion of Mr. Sharpe;

A bill for the relief of Benjamin Hardin;

A bill for the relief of James Blair;

A bill to amend an act, entitled "an act to establish offices for receiving entries for the vacant lands in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river ;

A bill for the relief of Robert Gamble ;

A bill to authorize Wm. Matthews and others, commissioners of the new pipe road with leave's through Bedford county, to change part of said road ;

A bill to provide for an agent to compromise certain debts ;

A bill to alter the times of the sittings of the courts in this state, and for other purposes ;

A bill to provide for persons who have had their deeds or deeds of conveyance for land recorded and registered in a different county than that where the land lies, through mistake ;

Were read the first time and passed.

Mr. Maury, from the committee on land claims, reported a bill to provide for the issuance of certificates, in lieu of grants derived from North-Carolina, for lands north of the state line ; which was read the first time and passed.

A bill supplemental to an act, entitled "an act to establish offices for receiving entries for the vacant lands in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river, as amended on motion of Mr. Douglass ;

A bill to secure the navigation of Wolf river ;

A bill to authorize Elisha Cole and others to build a fish trap and dam in Holston river ;

A bill to increase the penalty of bonds hereafter to be given by constables ;

A bill extending certain powers to the commissioners of the town of Brownsville ;

A bill to empower the county court of Bedford to erect a house for the accommodation of the poor ;

A bill to alter the time for holding the circuit court in the county of Williamson ; and

A bill to incorporate a company for opening a turnpike road from Murfreesborough to Nashville,

Were severally read the second time and passed.

A bill authorizing the holding a special term of the circuit court of Franklin county ;

A bill for the relief of Laban Phillips ;

A bill for the relief of the owners of lots in the town of Alexandria, in the county of Smith,

Were read the third time and passed.

A bill for the relief of Lawson Hobson, of Giles county ;

A bill to authorize the correction of a mistake in issuing a commission to John Hass, a justice of the peace for Smith county, and to Wm. Wood, a justice of the peace for Giles county ;

A bill to authorize Andrew Taylor, sen. and Thomas Back, to build fish traps in Watanga river ;

A bill to authorize the register of West Tennessee to rectify a mistake in grant No. 15886, for 640 acres of land, issued for the use of schools ;

A bill to authorize the drawing of a lottery to complete the public road from Jonesborough, by Elizabethton, to the North-Carolina line ;

A bill to authorize the justices of Greene county to lay a tax for the purpose of finishing the new courthouse, and for other purposes ; and

A bill respecting Mason Lee's will,

Were read the third and last time, passed, and ordered to be engrossed. 

Mr. Allen, from the committee of propositions and grievances, reported a bill for the benefit of Thomas Bottom, of Roane county ; which was read the first time and passed.

Mr. Buchanan returned a bill to emancipate certain persons therein named, with proposed amendments, which were adopted.

Mr. Balch returned a bill authorizing special terms of the circuit courts of Washington and Greene, with proposed amendments, which were adopted.

The bill was further amended, on motion of **Mr. Carriger** and **Mr. Buchanan**, by striking out **Washington**, and inserting **Warren**.

Mr. Pierce returned a bill to regulate the time of holding courts in the 8th and 9th judicial circuits, with a proposed amendment in lieu of the whole bill, which was adopted.

The said bills were then read the second time and passed.

Mr. Maury submitted the following joint resolution, which was adopted:

Resolved, That the joint committee on land claims be discharged from the consideration of any further business, as a committee, for the present session.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Maury withdrew for amendment, a bill to repeal the 4th section of an act, entitled "an act for the relief of the citizens residing in the district of country south of French-broad and Holston, and between the rivers Big-pigeon and Tennessee, and to appropriate the moneys due from said citizens for their lands:

Mr. Williams, a bill appointing commissioners to establish the permanent seat of justice in the county of Pentress:

Mr. Buchanan, a bill for the relief of the heirs of **Wm. Babb**:

Mr. Watterson, a bill for the relief of **Samuel** ~~James~~:

Mr. Grundy, a bill to improve the navigation of the rivers in the western district, which had been amended, and amended on motion of **Mr. Crockett**:

Mr. Brady, a bill authorizing the loan of certain moneys to the citizens of the **Hawassee** district.

A bill giving justices of the peace jurisdiction of assault and battery;

A bill authorizing the appointment of surveyors in the several counties south and west of the Congressional line;

A bill for the relief of **John Eblin**; and

A bill prescribing the duties of the officers therein named ;

Were severally read and rejected.

A bill for the relief of Anthony Walk, a citizen of Smith county ; and.

A bill to restrain idle and disorderly persons from running at large ;

Were severally read and ordered to be laid on the table till the first day of January next.

On motion of Mr. Grundy,

Resolved, That a committee be appointed to examine the accounts of David Wendel, the Printers and others, against the state, for articles furnished and printing done for the present session of the General Assembly.

Mr. Fain and Mr. Buchanan were appointed to constitute said committee.

And then the House adjourned.

WEDNESDAY, OCTOBER 13, 1824.

Mr. Cowan of B. presented the petition of sundry citizens of Monroe county, praying that Miller Isbell be allowed one and a half quarter sections of land in the Hiwassee district, in lieu of lands by him entered and taken by the better claim of a certain Indian reservee.

Ordered, That said petition be referred to the committee on reservations.

Mr. Brady, from the committee of enrolments, reported correctly enrolled, bills entitled,

An act to authorize the justices of Greene county to lay a tax for the purpose of finishing the new court house, and for other purposes ;

An act for the relief of Lawson Hobson of Giles county ;

An act respecting Mason Lee's will ;

An act to authorize the register of West Tennessee to rectify a mistake in grant No. 15186 for 640 acres of land issued for the use of schools ;

An act to authorize the correction of a mistake in issuing a commission to John Hoss, a justice of the peace for Smith county, and William Woods, a justice of the peace for Giles county ;

An act to authorize Andrew Taylor, serr. and Thomas Buck to build fish traps in Watauga river ; and

An act to authorize the drawing of a lottery in the town of Jonesborough to raise money to finish the public road leading from Jonesborough through Elizabethton to the North-Carolina line.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit them to the Senate, for the signature of their Speaker.

Mr. Allen, from the committee of propositions and grievances, reported

A bill to fix permanently the seat of justice in Monroe ; and

A bill for the relief of Elizabeth Walker and others ;

Which were read the first time and passed.

Mr. White, from the committee on finance, reported, that the committee to whom were referred a bill for the relief of Thomas Hoge, and others, together with the accounts of certain printers, for whose benefit said bill was designed, for advertising the plan on which the office for receiving entries for the vacant land in the Hiwassee district would open, had duly considered the same, and proposed to fill the blank in said bill with the sum of seventy dollars.

The House concurred, and the bill was then read the second time and passed.

Mr. Grandy, who had withdrawn for amendment, a bill to improve the navigation of the rivers in the Western district, returned the same with a proposed amendment, which was adopted ; and

Mr. Brady returned a bill authorizing the loan of certain moneys to the citizens of the Hiwassee district, with a proposed amendment in lieu of the whole bill, which was adopted.

Which bills were read the second time as amended, and passed

A bill to establish a town on the west bank of Tennessee river, in Perry county ;

A bill directing the duty of the treasurer of East Tennessee in collecting the moneys south of French Broad and Holston ;

A bill for the relief of Peggy Thomas, wife of Isaac Thomas ;

A bill for the relief of Mimican H. Howard and Enoch Stone ; and

A bill to continue the adjudication of land certificates ;

Were severally read the first time and passed.

A bill providing for the adjudication of certain land claims ;

A bill for the relief of the heirs of William Babb, as amended on motion of Mr. Buchanan ;

A bill to provide for persons who have had their deed or deeds of conveyance registered in a different county from that where the land lies through mistake ; and

A bill for the relief Elijah Embree ;

Were severally read the second time and passed.

A bill to alter the line between the counties of Hawkins and Claiborne ;

A bill to appoint a commissioner on the Smoky mountain turnpike company ;

A bill for the relief of John Sutton, an aged revolutionary soldier ;

A bill to amend an act, entitled an act to appoint commissioners for the town of Centreville, in Hickman county, as amended on motion of Mr. Stephens ;

A bill for the relief of Samuel Stockard ;

A bill to amend an act, entitled an act to lay off and establish a town on the land of John Stiffe of Grainger county ;

A bill for the benefit of Samuel Crowel, as amended, on motion of Mr. Watterson ;

A bill to authorize Thomas Brown and John Tedder to establish a turnpike road ;

A bill to amend an act, entitled an act for the relief of Henry Burum and others ;

A bill to legalize the official acts of the surveyor of Marion county ;

A bill to extend the bounds of the corporation of the town of Nashville ;

A bill for the benefit of Beanstation turnpike road, as amended on motion of Mr. Hogan ;

A bill for the benefit of the heirs and creditors of Thomas H. Bernard, dec'd.

A bill for the benefit of Alexander Roscow ; and

A bill to amend an act, entitled an act authorizing Wm. Matlock to open a turnpike road, passed at the last session of this General Assembly ;

Were severally read the third time and passed.

A bill for the benefit of James C. Ferguson ; and

A bill for the benefit of James Reeves,

Were severally read the third and last time, passed, and ordered to be engrossed.

A bill for the relief of Benjamin Hardin ; and

A bill for the relief of James Read,

Were read and rejected.

A bill supplemental to an act, entitled an act to regulate the county courts of Rutherford and other counties, passed Nov. 11th, 1823 ;

Was read the third time and laid on the table till the first day of January next.

Mr. Polk returned a bill supplemental to an act establishing offices for receiving entries for vacant lands lying north and east of the Congressional reservation line and north of Tennessee river, passed at Murfreesborough, Nov. 22, 1823.

Which was withdrawn by Mr. Renard for examination.

Mr. Crockett withdrew a bill altering the present mode of choosing commissioners for the town of Jackson, and for other purposes:

• **Mr. Williams,** a bill to revive an act entitled an act to provide for establishing a new court house in the county of Morgan, passed July 22, 1820:

Mr. Brady, a bill to alter the time for holding the circuit court for the county of Williamson.

On motion of **Mr. Allen,**

Resolved, That the committee on propositions and grievances be discharged from the consideration of any further business.

On motion of **Mr. Maury,**

The preamble and resolutions submitted by him on Saturday last concerning the North Carolina University claims, were taken up and read.

Mr. Buchanan moved to amend said resolutions by striking out that part which provides, that one half of said claims shall go to the use of the Academies of this state, and insert in lieu thereof, that the said proportion shall be appropriated for the support of common schools. On the question of agreement to said proposed amendment, the yeas and nays were required. The members voted in the affirmative unanimously. And so the amendment was made.

The resolution was then laid upon the table till to-morrow.

Mr. Carriger submitted the following resolution, which was adopted :

Resolved, That a committee be appointed to appor-tion the acts and journals of the present session, to the different counties in this state.

Messrs. Cowan of B. Fain and Dickson were appointed to constitute said committee.

Mr. Polk submitted the following resolution :

Resolved, That a joint select committee be appointed, to make an estimate of the expenses of the present session of the General Assembly, including Saturday next and no longer.

Ordered, That said resolution be laid upon the table till to-morrow.

A message from the Senate, by **Mr. Dance,** their clerk :

Mr. Speaker—The Senate have adopted a resolution reported by the committee of propositions and grievances, that Audley Anderson, or his rightful assignee or representative, be permitted to lay before the commissioner for the adjudication of land claims, certificate warrant No. 16, which issued to John Brown for 35 acres, and being adjudicated valid, to be permitted to locate the same south and west of the Congressional reservation line, as in other cases. They have also adopted a resolution appointing Wm. Morrison, James Kennedy, John C. Kennedy, Shadrich Capps, justices of the peace for the county of Warren; Anthony Rankin, Moses G. Wilson, Edward Murphy, Charles Bright, John Matthews, Lewis Ball and William Hall, justices of the peace for the county of Greene; Thornton Jones for the county of Hardeman, and William Lawrence for the county of Shelby. And ask your concurrence in the same.

This House concurred in said resolutions of the Senate, except that appointing justices of the peace for the county of Greene, in which they nonconcurred.

Ordered, That the clerk inform the Senate thereof. And then the House adjourned.

THURSDAY, OCTOBER 14, 1824.

Mr. Carriger laid before the House, under the hand and seal of Valentine Sevier, clerk of the circuit court of Greene county, in the first judicial circuit, a full and complete transcript of the record of a prosecution commenced and determined in said court, at the March term thereof, the State of Tennessee against Allen Gillespie, esq.; which proceeding was instituted and conducted by the Solicitor-General for said circuit, in obedience to a resolution of the last session of the General Assembly. The said Gillespie was proceeded against, as appears from the said transcript, upon charges of high crimes and misdemeanors in his official conduct as a justice of the peace for the

county of Greene, in relation to the case of Joshua Royston. And it further appears from said transcript that he (the said Gillespie) was fully acquitted by a jury of good and lawful men of said county of Greene, at the aforesaid term of said circuit court, of the charges preferred against him.

Mr. Allen, chairman of the committee of propositions and grievances, made the following report :

The committee of propositions and grievances, to whom were referred sundry petitions, have had the same under consideration, and beg leave to make the following report, to wit :

The petition of sundry citizens of the western district, complaining of the injustice of lifting land warrants from entries made north and east of the Congressional reservation line, and locating the same south and west of said line, and praying that the legislature may prohibit their location in that section of country.

The petition of sundry citizens of Paris, in Henry county, complaining of the scarcity of money amongst them, and praying that the president and directors of the Bank of the State of Tennessee be directed to issue money to them agreeably to the tax list of the present year.

The petition of the inhabitants of Morganton, in Blount county, praying that they be permitted to pay tax for their lots as other lands in this state.

The petition of George Jemmison, praying remuneration for services rendered the government in the revolutionary war.

The petition of sundry citizens of the counties of Monroe, Blount, Roane and McMinn, praying that a new county may be formed out of parts of said several counties.

And the petition of sundry citizens of the western district, praying that the legislature will prevent the lifting of warrants north and east of the reservation line, and the locating them in the western district, the committee think unreasonable.

The petition of the children of Robert Cooper and Elizabeth Cooper, setting forth that their father and mother were not legally man and wife; that the said Robert has no other children but them; that he died possessed of a small real estate, which he intended should go to them, as he frequently declared before his death; and praying that the legislature will pass a law authorizing them to take and enjoy the said property, in the same manner as though they had been born in lawful wedlock. The petition of Eli Newland; the petition of Wm. Smith, of McMinn county; the petition of Jeremiah Field, of Williamson county; the petition of sundry citizens of Henry county; the petition of John Hamilton, of Marion county; the petition of sundry inhabitants of Marion county; the petition of Zachariah Brown, and the petition of Elijah Vinzant, your committee think reasonable.

All of which is respectfully submitted :

ISAAC ALLEN, Chairman.

In which report this House concurred.

Mr. Allen, from the same committee, also reported a bill for the relief of Benjamin Bond; a bill for the relief of Zachariah Brown, and a bill for the benefit of Eli Newland; which were read the first time and passed.

Mr. Brady, from the committee of enrolments, reported correctly enrolled :

An act for the benefit of James C. Furgerson, and

An act for the benefit of John Reeves.

The Speaker of this House signed the same.

Ordered, That the clerk transmit the same to the Senate.

Mr. Cheatham obtained leave of absence till Monday, and Mr. Gore for the remainder of the session.

Mr. Allen, from the committee of propositions and grievances, reported a bill for the relief of John Hamilton, and a bill to make legitimate the persons therein named. The first of which was read the first time and passed; and the second amended on motion of Mr. Pierce, and then read the first time and passed.

A bill to alter the name and make legitimate Elizabeth Moody, was laid on the table till the 1st of Jan.

Mr. Maury submitted the following joint resolution, which was adopted :

Resolved, That grant No. 3027. for two hundred acres, issued by the state of Tennessee to Daniel Bee-ler and Geo. Petre, with the accompanying documents, showing the interference in the same, be referred to the commissioner of land claims, for adjudication.

Ordered, That the clerk inform the Senate thereof. The Senate concurred in said resolution.

Mr. Hogan submitted the following resolution :

Resolved, That Silas Williams, John Phillips, and Lodowick Modi, be appointed Justices of the Peace for Campbell county ; and Dennis Condra and Reuben Harper, for the county of Claiborne :

Mr. Crockett, the following :

Resolved, That Henry L. Martin be appointed a Justice of the Peace for Gibson county :

Mr. Nelson, the following :

Resolved, That the Secretary of State be required to deliver to Gideon Morgan, jr. the documents which were introduced with a rejected bill at the last session, entitled a bill for the relief of Gideon Morgan, jr.

Mr. Crockett, the following :

Resolved, That the Senate meet the House of Representatives on Saturday next, to elect a Solicitor-General for the 4th solicitorial district.

All of which resolutions were adopted.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution appointing Samuel Rhea a justice of the peace for Sullivan county. They concur in the resolutions of this House, appointing justices of the peace for the counties of Pentress, Overton, Stewart, Weakley, Rutherford, Carroll, Bledsoe, Hawkins, Roane, Cocke, McNairy. They also concur in your resolution dis-

charging the joint committee on land claims from the consideration of any further business.

This House concurred in the Senate's resolution appointing a justice of the peace for Sullivan county.

Ordered, That the clerk inform the Senate thereof.

Mr. Crisp submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That there shall be printed and distributed one copy of the Constitution of this state for the commandant of each company of militia in the state, and it shall be the duty of said commandant to read the same, or cause it to be done, to his company on every muster day for one year at least.

Ordered, That said resolution lie upon the table till to-morrow.

A bill to appoint commissioners to reduce the limits of Overton county ;

A bill respecting Nolichucky river ;

A bill for the relief of Blackman Coleman, Robert H. Dyer and Samuel R. Rucker ;

A bill for the benefit of certain persons therein named ;

A bill for the relief of the heirs of John Jones, deceased, of Giles county ;

A bill for the relief of Moses Saffie ;

A bill for the relief of Thomas Bottom ;

A bill to amend an act, entitled "an act to establish offices for receiving entries for the vacant land lying in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river ;"

A bill to provide for the issuance of certificates in lieu of grants derived from North-Carolina for lands north of the state line ;

A bill to amend the militia laws of this state ;

A bill for the relief of Alexander McClintock ; and

A bill for the relief of securities in certain cases, as amended on motion of Mr. Grundy,

Were read the first time and passed.

A bill for the benefit of George Gordon, and a bill

directing the duty of clerks in certain cases, were read the first time and passed.

Mr. Reneau, who had withdrawn a bill supplemental to an act establishing offices for receiving entries for the vacant lands in the several counties in this state north and east of the Congressional reservation line, and north of Tennessee river, passed at Murfreesborough, 22d Nov. 1823, with a proposed amendment, which was adopted. The said bill was further amended on motion of Mr. Grundy and Mr. Crockett.

The said bill, as amended, was then read the second time and passed.

A bill to amend an act, entitled "an act for the relief of the persons therein named," passed Nov. 25th, 1823 ;

A bill supplemental to an act, entitled "an act to authorize the drawing of a lottery for the erection of a hospital in the town of Nashville ;

A bill supplemental to an act to establish a Bank of the State of Tennessee :

A bill to amend the redemption laws ; and

A bill to increase the salary of the principal clerk of the Bank of the State of Tennessee,

Were severally read the second time and passed.

A bill for the relief of John Griggsby, sen. was taken up, read the second time, and put upon its passage ; when the yeas and nays were required. There were yeas 29, nays 5.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Barnes, Buchanan, Brady, Carriger, Cleaveland, Cowan of L. Crockett, Dickson, Eain, Grundy, Hogan, Holt, Jones, Kelly, Lytle, McClellan, Manry, Pierce, Reneau, Sharpe, Stephens, Scanland, Walton, White, Watterson, and Young.

Those who voted in the negative, are, Messrs. Douglass, Nelson, Polk, Watkins, and Williams.

A bill to amend an act extending the town of Galatin ;

A bill to amend an act, entitled "an act to appoint suitable persons to open and keep in repair that part

of the road leading from Southwest Point to Carthage which lies on Cumberland mountain, and to keep a turnpike road thereon," passed 15th Nov. 1815 ;

- A bill to repeal the act therein named ;

A bill to authorize the clerk of the circuit court of Franklin county to build an office on part of the public square in the town of Winchester, as amended on motion of Mr. Sharpe ;

A bill altering the present mode of appointing commissioners for the town of Jackson and for other purposes, as amended on motion of Mr. Grundy ;

A bill to revive an act entitled an act to provide for establishing a new court house in the county of Morgan, passed July 22d, 1820 ;

A bill for the relief of Thomas Hoge and others ;

A bill for the relief of the heirs of Wm. Babb ;

Were read the third time and passed.

A bill to alter the time of holding courts in the 8th and 9th judicial circuits, and for other purposes ; and

A bill for the relief of Elijah Embree ;

Were read the third and last time, passed, and ordered to be engrossed.

Mr. Hogan returned a bill to appoint a commissioner on the turnpike road therein mentioned, with a proposed amendment, which was adopted, and the bill then read the third time and passed.

Mr. Williams returned a bill appointing commissioners to establish the permanent seat of justice for the county of Fentress, with a proposed amendment, which was adopted, and the bill read the first time and passed.

Mr. Maury returned a bill to repeal the 4th section of an act entitled an act for the relief of the citizens residing in the district of country south of French-broad and Holston, and between the rivers Big-Pigeon and Tennessee, and to appropriate the moneys due from said citizens for their lands, with a proposed amendment in lieu of the whole bill, which was adopted, and the bill withdrawn by Mr. Brady for further amendment.

A bill to restore Henry Deweese to his former privileges, was taken up, read and put upon its passage, when yeas and nays were required ; there were yeas 27, nays 8.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Buchanan, Brady, Carriger, Cowan of B. Cowan of L. Clack, Crisp, Crockett, Douglass, Dickson, Fain, Hogan, Holt, Lytle, Maury, Nelson, Pierce, Reneau, Stephens, Scanland, White, Watterson and Young.

Those who voted in the negative, are, Messrs. Barnes, Jones, Kelly, McClellan, Polk, Sharpe, and Watkins.

A bill to authorize the drawing of a Lottery to procure the portraits of distinguished Americans ; and

A bill more effectually to prevent frauds and perjuries ;

Were read and ordered to be laid on the table till the first day of January next.

A bill for the relief of John Hankins ;

A bill for the relief of Joseph Calloway ;

A bill to amend the law on the subject of the returns of executions ; and

A bill for the relief of Samuel Dougan ;

Were read and rejected.

Mr. Pierce withdrew for amendment, a bill to improve the navigation of rivers in the western district.

Mr. Grundy, a bill to incorporate a company for opening a turnpike road from Murfreesborough to Nashville.

Mr. Crockett, a bill to explain an act passed at the last session of the General Assembly of this state.

Mr. Watkins, a bill for the relief of Rowlan Flowers and Jacob Byler.

And then the House adjourned.

FRIDAY, OCTOBER 15, 1824.

Mr. Carriger made the following report, to wit :
The committee to whom was referred the memori-

al of Samuel McConnell, exhibiting matters of complaint against the official conduct of Nathaniel Smith, entry-taker of the Hiwassee district, beg leave to report,

That they have made investigation into the several charges set forth in said memorial, by receiving and hearing all the circumstances of proof adduced for the purpose of supporting the charges, as far as the committee could collect evidence for themselves, or were furnished by the memorialist, who came before them and was fully examined. Your committee conceived it necessary to an impartial discharge of the trust committed to them, to have explanatory testimony on the part of the accused, as well as the evidence in support of the accusations; and on a full view of the matters as exhibited before them, they are, in the exercise of their best judgment, unable to discover any thing in the conduct of the said entry-taker deserving reprobation or a further investigation by the authority of this house.

The zeal and patriotism which prompts men, either in public or private station, to watch with rigid justice the official conduct of public officers, deserves our commendation and support; its good effects are known and felt in all governments, but more especially in our free institutions, where so much depends upon *public opinion*: but it is a duty no less sacred, the exercise of which gives comfort to every virtuous mind, to shield from danger and reproach the good name and reputation of all public officers who serve their country with faithfulness, capacity and honest circumspection.

CHRISTIAN CARRIGER, Chairman.

Which report was read and concurred in.

Mr. Brady, from the committee of enrolments, reported, bills of the following titles to be truly enrolled, to wit:

An act to alter the times of holding the courts in the 8th & 9th judicial circuits, and for other purposes:

An act for the relief of Elijah Embree.

The Speaker of this House signed the said acts.
Ordered, That the clerk carry said enrolled bills to the Senate, and inform them thereof.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act for the relief of George Wilson ;

An act to regulate the proceedings of the commissioners for the town of Huntington, in the county of Carroll ;

An act to amend an act, entitled an act to lay off and establish a town on the land of John Stiffe, in Grainger county ;

An act to incorporate the town of Hardinville, in Hardin county ;

An act to appoint a commissioner for the turnpike road therein named ;

An act to legalize the official acts of the surveyor of Marion county ;

An act for the relief of Wm. Patterson and others ;

An act to authorize Thomas Brown and John Tedder to open and establish a turnpike road ;

An act for the relief of Laban Phillips ;

An act for the relief of the heirs of William Babb and others ;

An act for the relief of the owners of lots in the town of Alexandria, in the county of Smith ;

An act for the benefit of Samuel Crowell ;

An act to restore Henry Dewees to his former privileges ;

An act to authorize Aaron Schoolfield and others to open a turnpike road, and for other purposes ;

An act to amend an act, entitled an act authorizing George Caperton, of Franklin county, to open a turnpike road ;

An act to authorize the clerk of the circuit court of Franklin county to build an office on part of the public square in the town of Winchester ;

An act to repeal an act, entitled an act to author-

ize the county-court of Anderson to lay an additional tax for the purpose of building a court house and prison for the use of said county, passed Oct. 11, 1813;

An act for the relief of Thomas White and his creditors, and others ;

An act to establish the town of Mount Pleasant, in the county of Maury, and to incorporate the inhabitants thereof ;

An act authorizing the holding of a special term of the circuit court of Franklin county.

The Speaker of this House signed said enrolled bills.

Ordered, That the clerk deposite them in the office of the Secretary of State.

A bill for the benefit of Judith R. Long, was taken up and read the third time, when Mr. Maury moved to strike out that part of the amendatory section, being the second section of said bill, which had been offered by Mr. Polk, and adopted by the house, which is in the following words, to wit: "Nor shall the said Judith R. Long be entitled to any interest in the estate of the said Nicholas I. Long, her husband, and in the event of his death leaving her surviving him, she shall not be entitled to her dower, nor any other interest in his estate whatsoever."

On the question, will the House amend said bill as proposed by the gentleman from Williamson? the yeas and nays being required, there were yeas 26, nays 6.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Brady, Cleaveland, Cowan of B. Crockett, Douglass, Dickson, Fain, Grundy, Hogar, Holt, Jones, Kelly, Lytle, McClellan, Maury, Nelson, Pierce, Reneau, Sharpe, Stephens, Walton, Watkins, White and Williams.

Those who voted in the negative, are, Messrs. Barnes, Carriger, Cowan of L. Crisp, Polk, and Young.

And so the motion prevailed.

The said bill was then put upon its passage, when

the yeas and nays were again called for. There were yeas 24, nays 8.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Cleaveland, Cowan, of B. Crockett, Douglass, Dickson, Fain, Grundy, Hogan, Holt, Jones, Kelly, Lytle, Maury, Nelson, Pierce, Reneau, Sharpe Stephens, Walton, Watkins, White and Williams.

Those who voted in the negative, are, Messrs. Speaker, Barnes, Carriger, Cowan, of L. Crisp, McClellan, Polk, and Young.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted the following resolution, in which they ask the concurrence of this House :

Resolved by the General Assembly of the State of Tennessee, That Hugh L. White, John Williams and Matthew Nelson, esquires, be appointed to examine and report to the next General Assembly, all such claims as have arisen, or may hereafter arise, by virtue of sales made in pursuance of the laws directing the sale of the Hiwassee lands, as have or may hereafter conflict with any treaty made with the Cherokee Indians, and that the collection of all moneys arising under said sales as well as interest accruing thereon, be suspended until the will of this General Assembly be made known.

On motion of Mr. Brady, Mr. Lewis Reneau, and on motion of Grundy, Mr. Thomas J. Campbell, were appointed to act in concert with the gentlemen named in the Senate's resolution, for the purpose therein mentioned.

Mr. Grundy then moved to nonconcur in that part of the Senate's resolution which provides that the collection of the moneys and the interest arising thereon, from those who purchased lands at the Hiwassee land sales, which are claimed by certain Indian reserves, be suspended until the will of the General Assembly be made known.

On the question, will the House nonconcur, as proposed by the gentleman from Davidson? the yeas and nays were required. There were yeas 20, nays 14.

Those who voted in the affirmative, are, Messrs. Speaker, Barnes, Buchanan, Cleaveland, Cowan of L. Crisp, Douglass, Dickson, Grundy, Holt, McClellan, Maury, Pierce, Polk, Reneau, Sharpe, Walton, Watkins, Whitson, and Watterson.

Those who voted in the negative, are, Messrs. Allen, Brady, Carriger, Cowan of B. Crockett, Fain, Hogan, Kelly, Lytle, Nelson, Stephens, Scanland, White, and Williams.

And so this House nonconcurred in said part of the Senate's resolution.

Ordered, That the clerk do by message inform the Senate thereof, and ask their concurrence in the amendments proposed.

The Senate concurred: and the said resolution, as amended, was concurred in by the House.

Ordered, That the clerk inform the Senate thereof. Mr. Barnes submitted the following resolution:

Resolved, That Stephen Cooper, Eli Cherry, Chas. B. Nelson, George Walker, Robert Russell, and Joshua McConnel, be appointed Justices of the Peace for the county of Hardin.

Mr. Scanland, the following:

Resolved, That Moses Jared, Brice Byrne, and Tandy K. Witcher, be appointed Justices of the Peace for the county of Jackson.

Mr. Crockett, the following:

Resolved, That Wm. D. Blakemore be appointed a Justice of the Peace for the county of Gibson.

Mr. White, the following:

Resolved, That Theoderick B. Rice be appointed a Justice of the Peace for White county.

All of which resolutions were adopted.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate concur in your resolutions, appointing justices of the peace for the counties of Campbell, Claiborne, Gibson.

Mr. Crockett returned a bill to explain an act passed at the last General Assembly of this state, with an amendment, which was adopted.

Mr. Brady returned a bill to amend the 4th section of an act, entitled “an act for the relief of the citizens south of French-broad and Holston,” passed at Murfreesborough, Nov. 16th, 1823 :

Mr. Watkins, a bill for the relief of Rowland Flowers and Jacob Byler, with a proposed amendment, which was adopted.

Which bills were read the second time and passed.

Mr. Grundy returned a bill to incorporate a company for opening a turnpike road from Murfreesborough to Nashville, with several proposed amendments, which were agreed to by this House, and the bill laid upon the table.

Mr. Pierce returned a bill to improve the navigation of the rivers in the western district, with amendments, which were adopted, and the bill read the 3d time and passed.

A bill for the relief of Nathan Jobe and others, as amended on motion of Mr. Crisp ;

A bill for the relief of the assignee of Thomas Polk and others, as amended on motion of Mr. Buchanan ;

A bill for the relief of Elizabeth D. Finnie ; and

A bill to authorize Elisha Cole and others to build a fish trap and dam in Holston river,

Were read the third time and passed.

A bill to amend an act, entitled “an act for the relief of Wm. Kenny,” passed 15th Oct. 1823, and others ;

A bill for the relief of Aaron Anglin and others ;

A bill for the relief of the heirs of John Jones, deceased, of Giles county, and others ;

A bill to empower the county court of Bedford to erect a house for the accommodation of the poor ;

Were read the third and last time, passed, and ordered to be engrossed.

Mr. Grundy withdrew a bill to amend the judiciary system of this state:

Mr. Kelly, a bill for the relief of Moses Sallie :

Mr. Jones, a bill to secure the navigation of Wolf river.

And then the House adjourned.

SATURDAY, OCTOBER 16, 1824.

Mr. White presented the memorial of sundry citizens of White county, suggesting the propriety of memorializing the Congress of the United States, on the expediency of running the great national road from Washington city to New-Orleans through this state.

On motion of Mr. Grundy.

Resolved, That a joint select committee be appointed to take into consideration and report upon the memorial of the citizens of White county.

Messrs. Grundy, Polk, Young and Carriger were appointed to be of said committee on the part of this House.

Ordered, That the clerk transmit said memorial to the Senate, and ask their concurrence in the resolution referring the same to a joint select committee.

The Senate concurred, and appointed Mr. Brown of G. and Mr. Overton to be of said committee.

The Speaker laid before the House a petition of sundry persons, praying that they may be permitted to enter land at 12½ cents per acre.

Ordered, That said petition be laid upon the table.

Mr. Brady presented the resignation of John R. Nelson, representative from Knox county, of his seat as a member of this General Assembly. Which was read and accepted.

Mr. Brady reported correctly enrolled,

An act for the relief of the heirs of John Jones, deceased, of Giles county :

An act to empower the county court of Bedford to erect a house for the accommodation of the poor :

An act for the relief of Aaron Anglin and others :

An act to amend an act, entitled "an act for the relief of Wm. Kenny," passed Oct. 15th, 1823, and others.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit them to the Senate, for the signature of their Speaker.

Mr. Cowan of B. made the following report :

The committee appointed to apportion the Acts and Journals of the present session of the General Assembly of the state of Tennessee, among the several counties of this state, beg leave to make the following report :

<i>Counties.</i>	<i>Acts.</i>	<i>Jour.</i>	<i>Counties.</i>	<i>Acts.</i>	<i>Jour.</i>
Anderson, - -	26	13	Henry, - -	35	17
Bedford, - -	72	36	Hardin, - -	30	15
Blount, - -	48	24	Henderson, -	30	15
Bledsoe, - -	34	17	Haywood, - -	20	10
Carter, - -	34	17	Hardeman, -	30	15
Claiborne, -	34	17	Jackson, - -	51	25
Campbell, - -	34	17	Jefferson, -	51	25
Cocke, - -	34	17	Knox, - -	48	24
Carroll, - -	40	20	Lawrence, -	38	19
Davidson, - -	70	35	Lincoln, - -	63	31
Dickson, - -	38	19	Monroe, - -	40	20
Dyer, - -	20	10	McMinn, - -	43	21
Franklin, - -	50	25	Morgan, - -	30	15
Fayette, - -	20	10	Marion, - -	37	18
Fentress, - -	20	10	Montgomery, -	45	22
Grainger, - -	38	19	Maury, - -	73	36
Greene, - -	45	22	Madison, - -	46	23
Giles, - -	50	25	McNairy, - -	20	10
Gibson, - -	30	15	Overton, - -	38	19
Hawkins, - -	51	25	Obion, - -	20	10
Humphreys, -	40	20	Perry, - -	37	18
Hamilton, - -	30	15	Roane, - -	51	25
Hickman, - -	40	20	Rhea, - -	37	19

<i>Counties.</i>	<i>Acts.</i>	<i>Jour.</i>	<i>Counties.</i>	<i>Acts.</i>	<i>Jour.</i>
Rutherford, -	69	34	Tipton, -	20	10
Robertson, -	45	22	Warren, -	57	28
Sevier, -	30	15	White, -	51	25
Sullivan, -	37	18	Wilson, -	65	32
Sumner, -	67	33	Williamson, -	59	29
Stewart, -	35	17	Wayne, -	35	17
Shelby, -	20	10	Washington, -	45	22
Smith, -	75	37	Weakley, -	30	15

For each clerk of the General Assembly
one copy, - - - - - 4 4

To be deposited in the office of the Secretary of State, for exchanging with other
States and territories, - - - - - 50 00

For the use of the General Assembly of
this state, - - - - - 100 50

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Mr. Douglass submitted the following resolution :

Resolved, That military land warrant No. 921, issued to John Moreland, for one hundred acres, be filed with the commissioner for adjudication of land claims, and that he act upon the same as upon other similar cases.

Mr. Lytle, the following :

Resolved, That grants No. 2162, 2445, 2219, 2172, and 601, together with such claims of better title as may interfere with them, be referred to the commissioner of West Tennessee, and that certificates issue to the proper claimants for so much as shall be taken from each of the aforesaid grants respectively, as in other cases.

Mr. Watterson, the following :

Resolved, That the papers relative to the interference of grant No. 224 with grant No. 232 be filed with the commissioner of West Tennessee for adjudication, and if the same appear to be taken by older and better title, that he issue a certificate for the amount so taken.

Mr. Pierce, the following :

Resolved, That military warrant No. 1078, issued to the heirs at law of Wm. Baker, for 27½ acres, be referred to the commissioner of land claims for adjudication.

Mr. Barnes, the following :

Resolved, That James May, Wm. B. Walker, Edward Sandford, and Allen forehand, be appointed Justices of the Peace for Wayne county.

Mr. Pierce, the following :

Resolved, That Samuel Winn and Briant Bunch be appointed Justices of the Peace for Henry county.

Mr. Balch, the following :

Resolved, That Mordecai Lincoln, Richard West, Moses G. Wilson, Charles Bright, Cornelius Smith, Benjamin Carter, Charles Gass, Anthony Rankin, John Gass, jr. John Harman, jr. Lewis Ball, Frederick Dunt, and John Mathews, be appointed Justices of the Peace for Greene county.

All of which resolutions were adopted.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

The Senate concurred in said resolutions.

Mr. Cowan of B. submitted the following resolution:

Resolved by the General Assembly of the State of Tennessee, That Thomas J. Campbell, of McMinn county, and David Caldwell, of Monroe, be authorized to select two quarter-sections of land, on Bar creek, in Monroe county, of vacant and unoccupied land, on which a preference of entry be given to the trustees of the German church, until the rise of the next General Assembly, at such price as the said Campbell and Caldwell shall report to the next session of the General Assembly, of which the entry-taker of the Hiwassee district shall be notified, who shall not permit any entries to be made thereon, until hereafter directed by law.

Mr. Grundy moved to lay said resolution on the table till the first day of January next.

On this motion the yeas and nays were required. There were yeas 18, nays 11.

Those who voted in the affirmative, are, Messrs. Speaker, Buchanan, Brady, Carriger, Cleaveland, Cowan of L. Douglass, Dickson, Fain, Grundy, Holt, McClellan, Polk, Stephens, Scanland, Walton, Whitson, and Young.

Those who voted in the negative, are, Messrs. Allen, Barnes, Cowan of B. Crisp, Hogan, Lytle, Manry, Reneau, Sharpe, White, and Watterson.

And so the said resolution was laid on the table till the first day of January next.

Mr. Holt submitted the following resolution :

Resolved, That the judiciary committee be instructed to inquire into the propriety of so amending the present bill on that subject, that instead of the addition of two judges to the supreme court, and the taking of equity business from each county and sending it to distant chancery courts, as contemplated, that the present circuit courts retain their equity jurisdiction, and if necessary, from the accumulation of business there, that said courts should be altered ; to inquire into the propriety of the circuits being made less, and the judges sitting three times a year ; and, if absolutely necessary, into the propriety of appointing additional circuit court judges instead of supreme judges.

Mr. Barnes submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That the Governor of this state be, and he is hereby, authorized and required to cause to be prepared and published an abridgment of the military discipline of the United States army, so far as relates to companies, battalions and regiments, for the use and benefit of the militia of this state, and that one copy of the same be given to each militia officer.

Resolved, That the sum of ——— dollars be appropriated to carry into effect the above resolution.

Mr. Reneau submitted the following resolution :

Resolved, That this House will not legislate on any land warrant or claim of land founded on a warrant or certificate, hereafter to be presented for that purpose to this General Assembly.

Mr. Young submitted the following resolution :

Whereas there is a tract of land containing 640 acres, in the Hiwassee district, on the head of Easttona; it being the place where Walter Carruth now resides ; which land the said Carruth holds in the name of the heirs of — Miller, as a reservee : therefore,

Resolved by the General Assembly of the State of Tennessee, That all the right, title and claim which the state of Tennessee has in and to the said tract of land, be transferred to the trustees of the Female Academy in Rogersville, Hawkins county.

Ordered, That all of said resolutions be laid upon the table till Monday next.

Received from the Senate, the following report of the joint judiciary committee, which had been read and adopted by them :

Your committee to whom were referred, a bill to give the circuit courts concurrent jurisdiction in certain cases ; a bill authorizing the removal of causes in certain cases ; a bill to amend the present court system, and a bill defining the penalties which may be inflicted by courts for contempts, have had the same under consideration, and beg leave to report, that they deem it inexpedient to pass said bills; and recommend that they be laid on the table till the first day of January next. They have also had under consideration, a bill for the relief of James Blair and Robert Gamble, and beg leave to recommend that said bill be laid upon the table indefinitely.

Respectfully submitted :

ROBERT JETTON, Chairman.

Mr. Reneau moved to nonconcur with the report of the committee on the bill to define the penalties which may be inflicted by the courts for contempts.

On the question, will the House concur with the committee in their report on said bill? the yeas and nays were required; there were yeas 24, nays 7.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Barnes, Brady, Carriger, Cleveland, Cowan of L. Crisp, Dickson, Fain, Grundy, Holt, Kelly, Lytle, McClellan, Maury, Polk, Sharpe, Stephens, Scanland, White, Whitson and Watterson.

Those who voted in the negative, are, Messrs. Balch, Cowan of B. Douglass, Reneau, Williams and Young.

And so the report was nonconcurring in.

The House concurred in the balance of said report.

Mr. Kelly returned a bill for the relief of Moses Sallee, with a proposed amendment in lieu of the whole bill, which was adopted. The said bill being on its third and last reading in both Houses, it was

Ordered, That the clerk ask the concurrence of the Senate in said amendment.

The Senate nonconcurring, and informed this House thereof by message.

Mr. Kelly then proposed an additional section to said bill, which was adopted.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Grundy returned a bill to amend the judiciary system of this state.

Ordered, That said bill lie upon the table.

On motion of Mr. Polk, the resolution submitted by him on Wednesday last, proposing to raise a joint select committee to make an estimate of the expenses of the present session of the General Assembly, including Saturday the 16th inst. and no longer, was taken up, amended by inserting Wednesday the 20th, in lieu of Saturday the 16th, and adopted.

Messrs. Fain, McClellan, Carriger and Barnes were appointed to be of said committee on the part of this House.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

A bill directing the duties of clerks in certain cases;

A bill for the benefit of George Gordon ;

A bill for the relief of Peggy Thomas, wife of Isaac Thomas ;

A bill for the relief of Elizabeth Walker and others.

A bill for the relief of Francis Marshall; a citizen of the county of Tipton ;

A bill for the relief of John Thomas and Henry Rayborn ;

A bill to fix the times of holding the courts in Fentress county and for other purposes ;

A bill directory to the surveyors south and west of the Congressional reservation line ;

A bill to make legitimate the persons therein named;

A bill for the benefit of Eli Newland ;

A bill to fix permanently the seat of justice in the county of Monroe ;

A bill to establish a town on the west bank of Tennessee river, in Perry county ;

A bill supplemental to an act to establish a Bank of the State of Tennessee ;

Were severally read the second time and passed.

A bill for the relief of B. Coleman, R. H. Dyer and S. R. Rucker ;

A bill for the benefit of Thomas Bottom, of Roane county ;

A bill supplemental to an act passed at the present session of the General Assembly, entitled an act to amend an act defining the duties of the Nolichucky navigation company and to enlarge the time for settling the business of said company ;

A bill for the relief of Wm. L. Petty ;

A bill amendatory of an act entitled an act to authorize John Tollett, James Orme, Geo. Gordon and Jesse Lincoln, to open a turnpike road ;

A bill to alter the time of holding the county courts of Bedford county ;

A bill to declare Obion river navigable to Huntingdon in Carroll county ;

A bill to appoint additional commissioners for the town of Perryville, in the county of Perry ;

A bill prescribing the duties of the Treasurer of East Tennessee, in certain cases ;

A bill for the relief of Alexander McClintock, as amended on motion of Mr. Barnes ;

A bill for the relief of Joshua Driskell ;

A bill to amend the militia laws of this state, as amended on motion of Mr. Sharpe ;

A bill to emancipate the persons therein named ;

A bill for the benefit of certain persons within named, as amended on motion of Mr. Buchanan ;

A bill to provide for the payment of certain costs therein mentioned ;

A bill to amend the first section of an act entitled an act for the relief of insolvent debtors, with respect to the imprisonment of their persons, passed Oct 29, 1811, as amended on motion of Mr. Grundy ;

A bill to amend the laws regulating jailers' fees ;

A bill for the relief of the proprietors of the Paint mountain turnpike road ;

A bill regulating the proceedings in the circuit courts of this state in certain cases, as amended ;

Were severally read the third time and passed.

A bill respecting Nolichucky river ;

A bill supplemental to an act entitled an act to authorize the drawing of a lottery for the erection of a Hospital in the town of Nashville ;

A bill to provide for persons who have had their deed or deeds of conveyance for land recorded or registered in a different county to that where the land lies, through mistake ;

A bill to secure the navigation of Wolf river ;

A bill for the relief of securities in certain cases and for other purposes ;

A bill extending certain powers to the commissioners of the town of Brownsville ;

Were severally read the third and last time, passed, and ordered to be engrossed,

A bill for the benefit of Isby Boyd, was read the first time and passed.

A bill to appropriate money in employing counsel to defend certain suits against certain citizens south of French-broad and Holston;

A bill to repeal so much of an act passed Nov. 22d, 1817, as imposes a tax on Banks not chartered by the laws of this state; and

A bill for the relief of James Blair and Robert Gamble;

Were read and laid on the table till the first day of January next.

A bill for the relief of John House,

Was read the second time and rejected.

Mr. Sharpe withdrew for amendment, a bill for the better regulation of the taxation of stud horses and jacks.

Mr. Cowan of B. a bill for the relief of Zachariah Brown and Elijah Vinzant.

Mr. Jones, a bill for the benefit of overseers of roads.

Mr. Grundy, a bill appointing commissioners to establish the permanent seat of justice in the county of Fentress.

Mr. Kelly, a bill to authorize William Marchbanks and others, proprietors of the turnpike road which leads through Morgan county, to change a part of said road.

The hour having arrived at which the Senate were to meet this House for the purpose of electing a Solicitor-General for the fourth solicitorial district,

Ordered, That the clerk inform the Senate that this hall is now prepared to receive them for the purpose of making said election.

Whereupon Mr. Speaker and gentlemen of the Senate appeared and took their seats within the bar of this House.

The two Houses then proceeded by joint ballot to make the said election, when upon comparing the

votes upon the first balloting, it appeared that John R. Nelson, esquire, had a majority of the whole number of votes. Whereupon Mr. Speaker of the Senate announced John R. Nelson, esq. duly and constitutionally elected Solicitor-General for the fourth solicitorial district of this state.

Mr. Speaker and gentlemen of the Senate then retired to their own chamber.

And then the House adjourned.

MONDAY, OCTOBER 18, 1824.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act to amend an act for the relief of Henry Buram and others, passed Aug. 21, 1822 ;

An act to declare Obion and other rivers navigable ;

An act to authorize Elisha Cole and others to build a fish trap and dam in Holston river ;

An act to emancipate the persons therein named ;

An act to amend an act entitled an act authorizing Wm. Matlock to open a turnpike road, passed at the last session of the General Assembly ;

An act for the relief of Blackman Coleman, Robert H. Dyer and Samuel R. Rucker ;

An act to appoint additional commissioners for the town of Perryville, in the county of Perry ;

An act for the benefit of the Beanstation turnpike road ;

An act for the relief of Elizabeth D. Finnie and Polly Hicklin ;

An act to increase the penalty on bonds hereafter to be given by constables ;

An act for the relief of Samuel Stockard and others ;

An act for the relief of Joshua Dreskell ;

An act for the relief of Alexander Roscow ;

An act to improve the navigation of the rivers in the Western district ;

An act for the relief of Nathan Jobe and James Robertson ;

An act to amend the militia laws of this state ;

An act to alter the line between the counties of Hawkins and Claiborne ;

An act to provide for the payment of certain costs therein mentioned ;

An act for the relief of James Whitsett ;

An act for the relief of Thomas Hoge and others ;

An act for the benefit of John Sutton, an aged, infirm revolutionary soldier ;

An act to appoint a commissioner of the Smoky mountain turnpike road ;

An act for the benefit of the heirs and creditors of Thomas H. Bernard, dec'd.

An act to revive an act, entitled an act to provide for establishing a new court house in the county of Morgan, passed July 22, 1820 ;

An act to extend the bounds of the coporation of Nashville ;

An act to amend an act entitled an act to appoint commissioners for the town of Centreville, in Hickman county, passed 15th Oct. 1823 ;

An act to alter the present mode of appointing commissioners of the town of Jackson, in the county of Madison, and for other purposes ;

The Speaker signed the said enrolled bills.

Ordered, That the clerk deposite the same in the office of the Secretary of State.

Mr. Brady, from the committee of enrolments, reported correctly enrolled, bills entitled,

An act to secure the navigation of Wolf river ;

An act for the relief of securities in certain cases, and for other purposes ;

An act extending certain powers to the commissioners of the town of Brownsville ;

An act supplemental to an act entitled an act to authorize the drawing of a lottery for the erection of a Hospital in the town of Nashville ;

An act to provide for persons who have had their deed or deeds of conveyance for land recorded or registered in a different county to that where the land lies through mistake ;

An act respecting Nolichucky river.

Which were signed by the Speaker of this House.

Ordered, That the clerk transmit them to the Senate.

Mr. Grundy returned a bill appointing commissioners to establish the permanent seat of justice in the county of Fentress, and moved to lay the same on the table till the first day of Janury next, which was agreed to by the House.

Mr. Kelly returned a bill to authorize Wm. Marchbanks and others, proprietors of the turnpike road which leads through Morgan county, to change part of said road, with a proposed amendment, which was adopted, and the bill passed the second time.

Mr. Maury submitted the following resolution, which was adopted :

Resolved, That a joint select committee be raised to investigate the claims of land, provided for in a bill for the relief of the persons therein named, and that they be required to report to the House the result of their investigation.

Messrs. Reneau, Brady, Holt, Polk, Douglass, White, Fain and Carriger were appointed to constitute said committee on the part of this House.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolution, and informed the House thereof by message, and that they had appointed Messrs. Hall, Chisum, Carter, Frey and David to be of said committee on their part.

Mr. Crockett submitted the following resolution, which was adopted :

Resolved, That military warrant No. 1107, issued by the state of North-Carolina to the heirs of Dandy Penticost, a sergeant, for 640 acres, be referred to the commissioner of land claims for adjudication.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred in said resolution.

A bill to amend the judiciary system of this state, was taken up and read, when Mr. Reneau moved to lay said bill on the table till the 1st day of January next. On which motion the yeas and nays were required. There were yeas 16, nays 22.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Fain, Hogan, Holt, Kelly, McClellan, Reneau, Stephens, Scanland, White, and Young.

Those who voted in the negative, are, Messrs. Speaker, Balch, Barnes, Buchanan, Cheatham, Crockett, Clack, Crisp, Douglass, Dickson, Grundy, Jones, Lytle, Maury, Pierce, Polk, Sharpe, Walton, Watkins, Whitson, Williams, and Watterson.

And so the said bill was not laid upon the table.

A bill to incorporate a company for opening a turnpike road from Murfreesborough to Nashville, was taken up, read the third time, and put upon its passage, when the yeas and nays were required. There were yeas 24, nays 13.

Those who voted in the affirmative, are, Messrs. Speaker, Barnes, Carriger, Cowan of L. Cheatham, Clack, Crisp, Crockett, Douglass, Dickson, Grundy, Hogan, Jones, Kelly, Lytle, McClellan, Maury, Pierce, Reneau, Sharpe, Stephens, Scanland, Watkins and Williams.

Those who voted in the negative, are, Messrs. Allen, Balch, Brady, Cleaveland, Cowan of B. Fain, Holt, Polk, Walton, White, Whitson, Watterson and Young.

And so the said bill passed its third reading.

A bill to amend an act, entitled "an act for the relief of the persons therein named," passed 25th Nov. 1823, was read the 3d time and passed.

A bill respecting Cumberland College, and a bill for the relief of John Griggsby, sr. were read the 3d and last time, passed, and ordered to be engrossed.

Mr. Polk withdrew for amendment, a bill to establish a chancery district in the western district.

On motion of Mr. Polk, the House resolved itself into a committee of the whole, Mr. Carriger in the chair, on a bill to amend the judiciary system of this state. After some time spent in the consideration of said bill, the committee rose, and Mr. Speaker resumed the chair; when Mr. Carriger, chairman of the committee, reported, that the committee of the whole had made some progress in the consideration of the subject committed to them, and had directed him to ask leave to sit again. And the question, shall the committee have leave to sit again? was determined in the affirmative.

And then the House adjourned.

TUESDAY, OCTOBER 19, 1824.

Mr. Reneau, from a joint select committee, reported, that the committee to whom was referred a bill, accompanied by documents, providing for the adjudication of certain land warrants, called John Armstrong warrants, have had the same under consideration, and beg leave to report, that they have examined the books and records in the Secretary's office, and find that said warrants have been issued by North-Carolina; that no grants have issued thereon; that they have not been adjudicated by any commissioner of Tennessee, and that the committee have been informed the said warrants are lost.

All of which is respectfully submitted:

LEWIS RENEAU, Chairman.

The said bill was then read the second time, and put upon its passage, when the yeas and nays were required. There were yeas 15, nays 18.

Those who voted in the affirmative, are, Messrs. Speaker, Brady, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Fain, Hogan, Jones, Kelly, Lytle, Maury, Sharpe, and Watkins.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Crisp, Crockett, Grundy,

Holt, McClellan, Pierce, Polk, Reneau, Stephens, Scanland, Walton, White, Whitson, Watterson, and Young. And so the said bill was rejected.

Mr. Brady, from the committee of enrolments, reported bills of the following titles truly enrolled:

An act respecting Cumberland College;

An act for the relief of John Griggsby, sen.

Which were signed by the Speaker of this House.

Ordered, That the clerk transmit them to the Senate.

Mr. Crockett submitted the following resolution, which was adopted:

Resolved, That grant No. 776, issued to Nathan Orr, for 1200 acres, by the state of Tennessee, and upon which the said grant has been vacated for 917 acres, and that grant No. 213, for 1000 acres, to Andrew Jackson assee. with the accompanying documents, showing the interference of 350 acres in the same, be referred to the commissioner for adjudication.

Ordered, That the clerk ask the concurrence of the Senate in said resolutions.

Mr. Sharpe submitted the following resolution, which was adopted:

Resolved, That Jesse T. Wallace be appointed a Justice of the Peace for Franklin county.

The Senate concurred in said resolution.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate concur in your amendment proposed to a bill for the relief of Moses Sallee; also in the amendment proposed by this House to a bill to extend the term of Anderson circuit court and for other purposes, by striking out the second section of the same. They have taken up on its third and last reading, a bill for the benefit of Judith R. Long, and propose to reinstate the last section of said bill, stricken out by this House, which provides for the divorcement of Charles Bacon from his present wife.

On the question, will the House concur in the amendment proposed by the Senate to said bill? the yeas and nays were required. Yeas 15, nays 17.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Cleaveland, Crockett, Dickson, Grundy, Lytle, Pierce, Scanland, Walton, Watkins, White, Whitson and Watterson.

Those who voted in the negative, are, Messrs. Speaker, Barnes, Buchanan, Cowan of B. Cowan of L. Cheatham, Crisp, Hogar, Holt, Jones, McClellan, Maury, Polk, Reneau, Sharpe, Stephens and Young.

And so this House nonconcurrent in the Senate's proposed amendment.

Ordered, That the clerk inform the Senate thereof.

A bill for the relief of Moses Sallee ;

A bill to extend the term of Anderson circuit court, and for other purposes ;

A bill for the relief of Peggy Thomas, wife of Isaac Thomas ;

A bill for the relief of Francis Marshall, a citizen of the county of Tipton ;

A bill to establish a town on the west bank of Tennessee river, in Perry county ;

A bill to fix the times of holding the courts in Fentress county, and for other purposes ;

A bill to authorize Wm. Marchbanks and others, proprietors of the turnpike road which leads through Morgan county, to change part of said road ;

A bill for the relief of John Thomas and Henry Rayburn ;

Were read the third and last time, passed, and ordered to be engrossed.

On motion of Mr. Young, the resolution submitted by him on Saturday last, concerning a tract of reserved land in the Hiwassee district, was taken up and rejected.

On motion of Mr. Reneau, the resolution heretofore submitted by him, prohibiting the entry-taker of the Hiwassee district from receiving entries for any lands in said district, which has heretofore been claimed as an Indian reservation, was taken up and rejected.

Mr. Walton submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That one quarter-section of land in the Hiwassee district be entered in the name of the trustees of each of the female academies in this state and their successors in office, for the use and benefit of said female academies respectively.

Ordered, That said resolution lie upon the table indefinitely.

On motion, the house resolved itself into a committee of the whole, on a bill to amend the judiciary system of this state; after some time spent in the consideration of said bill, the committee rose, and Mr. Speaker resumed the chair, when Mr. Carriger, chairman of the committee, reported that the committee of the whole had spent some time in the consideration of the subject committed to them, and directed him to report the following amendments to said bill, to wit: 1st. By striking out "two judges," and inserting "one judge," in the first section. 2d. By so amending the second section as to provide for holding a supreme court at Sparta for the third judicial circuit on the 2d Monday in August in each and every year. 3d. By inserting after the word "Knoxville," in the first line of the third section, the word "Sparta," and after the words "six months" in the seventh line of the same section, the words "on a day to be fixed by said courts." 4th. By striking out "Sparta" in the seventh line of the fourth section. 5th. By inserting after the word "enacted" in the first line of the third section, the words, "that it shall be the duty of all the judges constituting said supreme court, to give punctual attendance at the times and places designated in the second section of this act and." 6th. By inserting "Sparta," after the word "Knoxville," in both the third and fourth lines of the sixth section. 7th. By filling the blank left for fixing the time for holding the chancery court at Franklin, in the 8th section, with the "first Monday in May and November." 8th. By striking out the "4th Monday in June and December," in the 8th section,

and inserting the "3d Monday in June and December," for the time of holding the chancery court at Charlotte. 9th. By striking out the words which intervene between the word "respectively," in the 5th line and the word "and" in the 9th line of the 9th section.

On the question, will the House concur in the first amendment proposed by the committee? the yeas and nays were required; there were yeas 15, nays 23.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Fain, Hogan, Holt, McClellan, Reneau, Stephens, Scanland, Watterson and Young.

Those who voted in the negative, are, Messrs. Speaker, Balch, Barnes, Buchanan, Cheatham, Clack, Crisp, Crockett, Douglass, Dickson, Grundy, Jones, Kelly, Lytle, Maury, Pierce, Polk, Sharpe, Walton, Watkins, White, Whitson, and Williams.

And so the said report of the committee was non-concurred in.

The House concurred severally in the other amendments proposed in said report.

Mr. Cowan of L. proposed the following amendatory section, to wit:

Be it enacted, That where any person may have any suit or suits pending in any of the courts of this state, which shall be removed by this act to any other place for trial, then and in that case any attorney at law, who may have been employed in said suit or suits, shall be compelled either to attend himself or employ some other able attorney to attend to said suit, without any other or further fee.

On the question, will the House adopt said amendment? the yeas and nays being required, there were yeas 21, nays 17.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Carriger, Cleaveland, Cowan, of B. Cowan, of L. Crisp, Douglass, Hogan, Holt, Kelly, McClellan, Pierce, Polk, Stephens, Scanland, Walton, White, Whitson, Watterson and Young.

Those who voted in the negative, are, Messrs. Speaker, Balch, Barnes, Buchanan, Cheatham, Clack, Crockett, Dickson, Fain, Grundy, Jones, Lytle, Maury, Reneau, Sharpe, Watkins, and Williams.

And so the said amendment was adopted.

Mr. Young proposed the following amendatory section, to wit :

Be it enacted, That this act shall not take effect or go into operation until the rise of the next General Assembly of this state.

On the adoption of this amendment; the yeas and nays were required ; there were yeas 14, nays 21.

Those who voted in the affirmative, are, Messrs. Allen, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Fain, Hogan, Holt, McClellan, Reneau, Stephens, Scanland, and Young.

Those who voted in the negative, are, Messrs. Speaker, Balch, Barnes, Buchanan, Cheatham, Clack, Crisp, Crockett, Douglass, Dickson, Grundy, Jones, Kelly, Lytle, Maury, Pierce, Polk, Sharpe, Walton, Watkins, White, Whitson, Williams and Watterson.

Mr. Cowan of L. proposed to add the words "and that if either of said judges shall fail or refuse to attend any of said courts, he shall sustain a deduction in his salary, proportioned to the time he is absent from said court," after the word "act," in the amendment to the third section of said bill. Which was rejected by the House.

Mr. Polk proposed two additional sections, one of which provides for the holding of a special term of the supreme court in Columbia on the second Monday in December next, by the present judges ; and the other, that the said act shall take effect and be in force from and after the first day of January next.

And Mr. Young proposed another additional section, providing for the holding of a special term of the supreme court, by the present judges, at Rogersville, on the 2d Monday in November next.

Which were severally adopted by the House.

Ordered, That the clerk do by message acquaint the Senate with said several amendments and ask their concurrence in the same.

A bill directing the duties of clerks and sheriffs in certain cases, was taken up on its third and last reading. Mr. Polk proposed an amendment to the second section of said bill, which was adopted.

Ordered, That the clerk inform the Senate thereof and ask their concurrence therein.

Mr. Cowan of B. returned a bill for the benefit of Zachariah Brown and Elijah Vinzant, which was read the second time and passed.

Mr. Sharpe returned a bill for the better regulation of the taxation of stud horses and jacks.

On motion of Mr. Grundy, the title was so altered as to read, "a bill to amend the revenue laws of this state."

The said bill was then read the third time and passed.

Mr. Kelly returned a bill for the relief of Benjamin Bond.

Ordered, That said bill be laid on the table till the first day of January next.

A bill to authorize persons who have made entries north and east of the Congressional reservation line under the act of 1825, upon granted or previously appropriated lands, to remove the same upon any other vacant lands in the same county; and

A bill to alter the time of holding the supreme court of errors and appeals;

Were read the second time and passed.

A bill to amend an act entitled an act to incorporate the inhabitants of the town of Paris and for other purposes, was read the third time and passed.

A bill for the relief of John Hamilton;

A bill for the benefit of Irby Boyd;

Were read the second time and laid on the table till the first day of January next.

A bill for the relief of Elizabeth Roulston & others;

Was read the second time and rejected.

Mr. Allen withdrew for amendment, a bill for the relief of George Gordon:

Mr. Crockett, a bill directory to the surveyors south and west of the Congressional reservation line.

Mr. Kelly, a bill to provide for increasing the funds appropriated to the establishment and support of common schools.

And then the House adjourned.

WEDNESDAY, OCTOBER 20, 1824.

Mr. Brady, from the committee of enrolments, reported correctly enrolled,

An act for the relief of Peggy Thomas, wife of Isaac Thomas ;

An act to fix the times of holding the courts in Fentress county and for other purposes ;

An act to authorize Wm. Marchbanks and others, proprietors of the turnpike road which leads through Morgan county, to change part of said road ;

An act to establish a town on the west bank of Tennessee river, in Perry county ;

An act for the relief Francis Marshall, a citizen of Tipton county ;

An act for the relief of John Thomas and Henry Rayburn ;

An act for the relief of Moses Sallee ;

An act to extend the term of Anderson circuit court.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit the same to the Senate.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act regulating proceedings in the circuit courts in this state in certain cases, and for other purposes :

An act for the relief of Wm. L. Petty :

An act to amend the laws regulating jailers' fees :

An act for the relief of the proprietors of the Paint-mountain turnpike road :

An act to alter the time of holding the county courts in Bedford county :

An act for the benefit of Thomas Bottom, of Roane county :

An act for the benefit of certain persons therein named :

An act for the benefit of Alexander McClintock :

An act prescribing the duties of the Treasurer of East Tennessee in certain cases :

An act amendatory to an act, entitled "an act to authorize John Tollett, James Ormes, Geo. Gordon and Jesse Lincoln to open a turnpike road."

An act to amend an act, entitled "an act to appoint suitable persons to open and keep in repair that part of the road leading from Southwest Point to Carthage which lies on Cumberland mountain, and to keep a turnpike thereon," passed 15th Nov. 1815.

The Speaker of this House signed the said acts.

Ordered, That the clerk deposit them in office of the Secretary of State.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in the several amendments proposed by this House to a bill to amend the judiciary system of this state.

Mr. Polk proposed further to amend said bill by striking out the 12th section thereof, which provides that said act shall take effect and be in force from and after the first day of January next.

Which was agreed to by the House.

Mr. Crisp then moved to strike out "Sparta," as the place of holding said supreme court, and insert "Jackson, in Madison county," in lieu thereof.

On the question, will the House make said amendment? the yeas and nays were required. There were yeas 9, nays 29.

Those who voted in the affirmative, are, Messrs. Allen, Barnes, Cowan of L. Crisp, Hogan, Holt, McClellan, Pierce and Watterson.

Those who voted in the negative, are, Messrs.

Speaker, Balch, Buchanan, Brady, Carriger, Cleaveland, Cowan of B. Cheatham, Clack, Crockett, Douglass, Dickson, Fain, Grundy, Jones, Kelly, Lytle, Maury, Polk, Reneau, Sharpe, Stephens, Scanland, Walton, Watkins, White, Whitson, Williams, Young.

And so the said amendment was not adopted.

Ordered, That the clerk inform the Senate of said adopted amendment, and ask their concurrence.

On motion of **Mr. Holt**, the resolution submitted by him on Saturday last, giving instructions to the judiciary committee, was taken up and read. **Mr. Grundy** moved to lay the said resolution on the table till the 1st day of January next. On which motion the yeas and nays were required. There were yeas 24, nays 14.

Those who voted in the affirmative, are, Messrs. **Speaker, Balch, Barnes, Buchanan, Carriger, Cheatham, Clack, Crockett, Douglass, Dickson, Grundy, Jones, Kelly, Lytle, Maury, Pierce, Polk, Sharpe, Scanland, Walton, Watkins, Whitson, Williams, and Young.**

Those who voted in the negative, are, Messrs. **Allen, Brady, Cleaveland, Cowan of B. Cowan of L. Crisp, Fain, Hogan, Holt, McClellan, Reneau, Stephens, White, and Watterson.**

A message from the Senate, by **Mr. Dance**, their clerk :

Mr. Speaker—The Senate concur in the amendment proposed by this House to a bill to amend the judiciary system of this state, by striking out the 12th section of the same.

The said bill was then read the third and last time and put upon its passage, when the yeas and nays were required ; there were yeas 22, nays 16.

Those who voted in the affirmative, are, Messrs. **Speaker, Balch, Buchanan, Cheatham, Clack, Crockett, Douglass, Dickson, Grundy, Jones, Kelly, Lytle, Maury, Pierce, Polk, Sharpe, Scanland, Walton, Watkins, White, Whitson and Williams.**

Those who voted in the negative, are, Messrs. Allen, Barnes, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Crisp, Fain, Hogan, Holt, McClellan, Reneau, Stephens, Watterson and Young.

Ordered, That said bill be engrossed.

On motion of Mr. Maury, the resolution submitted by him on Saturday the 9th inst. providing for the adjudication of the North-Carolina University warrants, and for the assignment of one half of said warrants to the President and Directors of the Bank of the State of Tennessee, in trust for the use and benefit of the common schools of this state, was taken up, read, and amended on motion of Mr. Cowan of L. and further amended on motion of Mr. Polk.

On the question, will the House adopt said resolution? the yeas and nays were required; there were yeas 18, nays 20.

Those who voted in the affirmative, are, Messrs. Speaker, Buchanan, Carriger, Cheatham, Clack, Douglass, Dickson, Fain, Grundy, Jones, Lytle, Maury, Reneau, Sharpe, Walton, Watkins, Williams, and Watterson.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Brady, Cleaveland, Cowan of B. Cowan of L. Crisp, Crockett, Holt, Hogan, Kelly, McClellan, Pierce, Polk, White, Stephens, Scanland, Whitson and Young.

A bill for the benefit of Montgomery Bell, and to encourage the domestic manufacture of wrought iron, was taken up and read the second time.

On the question, will the House lay said bill on the table till the first day of January next? the yeas and nays were required; there were yeas 25, nays 10.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Balch, Barnes, Buchanan, Cleaveland, Cowan of B. Cowan of L. Cheatham, Crisp, Fain, Hogan, Holt, McClellan, Pierce, Polk, Reneau, Sharpe, Stephens, Scanland, Walton, White, Whitson, Watterson and Young.

Those who voted in the negative, are, Messrs. Carriger, Crockett, Douglass, Dickson, Grundy, Kelly, Lytle, Maury, Watkins and Williams.

Mr. Jones submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That thirty copies of the militia laws of 1815, be printed for the use of Williamson county, exclusively.

On the question, will the House adopt said resolution? the yeas and nays were required; there were yeas 8; nays 27.

Those who voted in the affirmative, are, Messrs. Brady, Crockett, Grundy, Jones, Kelly, Lytle, Pierce and Williams.

Those who voted in the negative, are, Messrs. Speaker, Allen, Barnes, Buchanan, Carriger, Cleveland, Cowan of B. Cowan of L. Cheatham, Crisp, Douglass, Dickson, Fain, Hogan, Holt, McClellan, Maury, Polk, Reneau, Sharpe, Stephens, Scanland, Walton, Watkins, White, Watterson and Young.

On motion of Mr. Grundy, a select committee consisting of Messrs. Polk, Maury and Walton, was raised to examine a bill supplemental to an act establishing offices for receiving entries for vacant lands lying north and east of the Congressional reservation line and north of Tennessee river, passed at Murfreesborough, Nov. 22, 1823.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate concur in the amendment proposed by this House to a bill directing the duties of clerks in certain cases.

The said bill was then read the third and last time, passed, and ordered to be engrossed.

On motion of Mr. Barnes, the resolution submitted by him on Saturday last, was taken up and read; when he offered the following in lieu thereof, to wit:

Resolved by the General Assembly of the State of Tennessee, That the Governor of this state is hereby

required to cause an abridgment of the military discipline of the United States' army, so far as relates to companies, battalions and regiments, to be prepared for the government of the militia of this state, and cause the same to be laid before the next session of the General Assembly for their approval, adoption or rejection, as they may think proper.

The House rejected said resolution.

Mr. Crisp submitted the following resolution :

Resolved, That the Senate meet the House of Representatives in the Representative Hall, to-morrow at one o'clock, for the purpose of electing two supreme judges for this state.

Ordered, That said resolution lie on the table.

Mr. Pierce submitted the following resolution :

Resolved, That a joint select committee be appointed to make an estimate of the expenses of the present session of the General Assembly, including Friday next and no longer.

Which was adopted.

Ordered, That the clerk ask the concurrence of the Senate in said resolution.

Mr. Whitson submitted the following resolution, which was adopted, to wit :

Resolved, That the Secretary of State be required to make out a brief abstract of the public or general acts passed at the present session, and a copy of the captions of the local or private acts, and have 500 copies of the same printed for the use of the members of this General Assembly.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Polk,

Ordered, That 300 copies of a bill to amend the judiciary system of this state, be printed for the use of the members of this General Assembly.

A bill directing the duty of the treasurer of East Tennessee, in collecting the moneys south of French-broad and Holston was taken up.

Mr. Grundy proposed an amendment in lieu of the whole bill, which was adopted.

The bill was then read, as amended, the second time and passed.

Mr. Brady, from the committee of enrolments, reported correctly enrolled,

An act to amend the judiciary system of this state;
Which was signed by the Speaker of this House.

Ordered, That the clerk transmit the same to the Senate, for the signature of their Speaker.

Mr. Allen returned a bill for the relief of George Gordon, and for other purposes, with a proposed amendment, which was adopted.

The said bill being on its third and last reading in this House, it was

Ordered, That the clerk do by message inform the Senate thereof, and ask their concurrence in the amendment.

Mr. Walton returned a bill authorizing special terms of the circuit courts in Washington and other counties and for other purposes.

Which was read the third and last time, passed, and ordered to be engrossed.

A bill prescribing certain duties to the treasurer of East Tennessee ; and

A bill for the benefit of overseers of roads ;

Were read the second time and passed.

Mr. Brady returned a bill authorizing the loan of certain moneys to the citizens of the Hiwassee district, with a proposed amendment, which was adopted. The said bill was farther amended on motion of Mr. Polk, and then read the third time and passed.

A bill to make legitimate the persons therein named,
Was read the third time and passed.

A bill to provide for the appointment of an agent to compromise certain suits ;

A bill for the relief of Standwix Hoard ;

A bill directory to the surveyors south and west of the Congressional reservation line ;

A bill to provide for the payment of fees due certain printers ; and

A bill to amend the 20th chapter of the acts of 1823;

Were severally read and laid on the table till the first day of Janury next.

A bill for the relief of Mimican H. Howard and Uriah Stone, was read the second time and rejected.

Mr. Maury withdrew for amendment, a bill to continue the adjudication of land certificates.

And then the House adjourned.

THURSDAY, OCTOBER 21, 1824.

Mr. McClellan presented the petition of sundry persons of Sullivan county, recommending Jesse Cross for a Justice of the Peace for capt. Scott's company.

Ordered, That the same be referred to the committee of captains' companies and justices of the peace.

Mr. Williams presented the petition of sundry persons of Morgan county, praying that the persons therein named may be authorized to open a turnpike road.

Ordered, That said petition be laid on the table.

Mr. Brady, from the committee of enrolments, reported correctly enrolled, bills entitled,

An act directing the duties of the clerks and sheriffs in certain cases ; and

An act authorizing special terms of the circuit courts of Washington and other counties, and for other purposes.

The Speaker of this House signed said enrolled bills.

Ordered, That the clerk carry said enrolled bills to the Senate, and inform them thereof.

Mr. Polk, from the committee appointed to examine a bill supplemental to an act establishing offices for receiving entries for vacant lands lying north and east of the Congressional reservation line and north of Tennessee river, passed at Murfreesborough, 22d

Nov. 1823, reported the same with sundry proposed amendments. Which amendments were concurred in by the House.

The bill being on its third and last reading, it was *Ordered*, That the clerk inform the Senate thereof and ask their concurrence therein.

The Senate concurred in some of said amendments and nonconcurred in others, and informed this house thereof by message.

The said bill was then read the third and last time, passed, and ordered to be engrossed.

Mr. McClellan submitted the following resolution:

Resolved, That a joint select committee be appointed to take into consideration the propriety of addressing a memorial to the President of the United States on the subject of directing a survey through the state of Tennessee, with a view to the establishment and extension of a national road from the city of Washington to the south-western section of the United States.

Ordered, That said resolution be laid upon the table.

On motion of Mr. Watterson, the resolution submitted by him on yesterday, requiring the Senate to meet the House of Representatives, in the Representative Hall, on this day at 1 o'clock, for the purpose of electing two judges of the supreme court, was taken up, amended, by striking out 1, and inserting 5 o'clock, and adopted.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

The Senate concurred in said resolution.

Mr. Lytle submitted the following resolution, which was adopted:

Resolved, That Henry White, jun'r. be appointed a Justice of the Peace for Davidson county.

Mr. Fentress, Speaker, submitted the following resolution, which was adopted:

Resolved, That Thomas Batson, junr. and Stephen Niblett, be appointed Justices of the Peace for Montgomery county.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein,

The Senate concurred in said resolution.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act to amend an act, entitled “an act for the relief of insolvent debtors, with respect to the imprisonment of their persons,” passed Oct. 29th, 1811 :

An act for the better regulation of the taxation of stud horses and jacks.

The Speaker of this House signed the same.

Ordered, That the clerk deposit them in the office of the Secretary of State.

A bill for the relief of Robert Gamble, and a bill to authorize the adjudication of certain land warrants, were laid on the table till 1st day of January.

Mr. Carriger made the following report :

The committee appointed to ascertain the expenses of the House of Representatives for the present session of the General Assembly, beg leave to make the following report :

<i>Members.</i>	<i>Miles.</i>	<i>Days.</i>	<i>Dls. Cts.</i>
James Fentress, Speaker,	- 160	33	190 60
Christian Carriger,	- 600	33	228 00
Abraham McClellan, -	- 600	33	228 00
John Balch, - - -	- 510	33	213 00
William Young, - - -	- 534	33	217 44
Isaac Allen, - - -	- 450	33	204 00
John Fain, - - -	- 420	33	199 20
Martin Cleaveland, -	- 400	33	196 00
William Hogan, - - -	- 448	33	203 68
James K. Polk, - - -	- 80	33	144 80
Charles Wackins,	- 90	33	146 40
Joan Clack, - - -	- 125	33	152 00
Isaac Stephens, - - -	- 190	33	162 40
James Sharpe, - - -	- 100	33	148 00
Molton Dickson,	- 140	33	154 40

<i>Members.</i>	<i>Miles.</i>	<i>Days.</i>	<i>Dls. Cts.</i>
Felix Grundy, - - -	64	33	142 24
William Lytle, - - -	64	33	142 24
Andrew Cheatham, - - -	106	33	148 96
Joshua Holt, - - -	60	33	141 60
William Watterson, - - -	41	33	138 40
William Scanland, - - -	130	33	152 30
Andrew Cowan, - - -	340	33	186 40
John R. Nelson, - - -	360	27	165 60
David Cowan, - - -	130	33	153 75
William Brady, - - -	00	33	132 00
Burchett Douglass, - - -	80	33	144 80
William M. Crisp, - - -	160	33	157 60
Timothy Walton, - - -	90	32	142 40
Thomas Kelly, - - -	212	33	165 92
James Barnes, - - -	250	33	172 00
Woodson P. White, - - -	130	33	152 80
John Gore, - - -	160	33	157 60
Abram Maury, - - -	60	33	141 60
James G. Jones, - - -	60	33	141 60
Reuben Williams, - - -	305	33	180 96
Andrew Buchanan, - - -	86	33	145 76
Lewis Reneau, - - -	408	33	197 28
David Crockett, - - -	400	33	196 00
John Whitson, - - -	360	33	189 60
Abner Pierce, - - -	300	33	180 00
Robert L. Caruthers, Principal Clerk,	33		198 00
John D. Martin, Engrossing Clerk,	33		198 00
William Scott, Principal Doorkeeper,	33		132 00
James McDowel, Assist. Doorkeeper,	33		132 00

All of which is respectfully submitted :

CHRISTIAN CARRIGER, Chairman.

In which report the House concurred.

Mr. Brady submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That the Secretary of State, acting as Commissioner of land claims, be, and he is hereby, authorized to adjudicate the certificates heretofore issued by Wm. Macklin, late Secretary of State, under-

the laws and regulations that the certificates of the Registers of East and West Tennessee are adjudicated.

On the adoption of the said resolution, the yeas and nays were required. The members voted unanimously against said resolution.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution appointing Eli Burdon and John Nail justices of the peace for Bledsoe county; Wm. Goldston, for Perry county, and Moses Robertson, for Smith county. They have also adopted a resolution, that certificates No. 6774, 6775, 6771, 6772 and 6773, issued by the register of West Tennessee, be referred to the commissioner of land claims for adjudication according to law.

This House concurred in said resolutions.

Ordered, That the clerk inform the Senate thereof.

Mr. Maury returned a bill to provide for the adjudication of land certificates, with a proposed amendment in lieu of the whole bill.

Mr. Polk moved to lay both the original bill and proposed amendment on the table till the 1st day of January next. On which motion the yeas and nays were required. There were yeas 14, nays 20.

Those who voted in the affirmative, are, Messrs. Allen, Barnes, Carriger, Cleaveland, Crisp, Crockett, Fain, McClellan, Pierce, Polk, Reneau, Whitson, Watterson and Young.

Those who voted in the negative, are, Messrs. Speaker, Buchanan, Brady, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Grundy, Hogan, Holt, Kelly, Lytle, Maury, Sharpe, Stephens, Scanland, Walton, Watkins and White.

And so the said bill and proposed amendment were not laid upon the table.

The amendment was then rejected.

Mr. Grundy then offered an amendment in lieu of the whole bill, which was adopted.

The said bill was then read the second time, as amended, and put upon its passage; when the yeas and nays were required. There were yeas 17, nays 16.

Those who voted in the affirmative, are, Messrs. Speaker, Buchanan, Cowan of L. Cheatham, Douglass, Dickson, Grundy, Hogan, Kelly, Lytle, Maury, Sharpe, Stephens, Scanland, Walton, Watkins, White and Young.

Those who voted in the negative, are, Messrs. Allen, Barnes, Brady, Carriger, Cleaveland, Cowan of B. Crisp, Crockett, Fain, Holt, McClellan, Pierce, Polk, Reneau, Watkins and Watterson.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Senate have adopted a resolution, that the papers relative to the interference of grant No. 297 with No. 220, and grant No. 229 with No. 216, be referred to the commissioner of land claims; and if it shall appear that the same is taken by an older and better title, and that no other grant has been obtained on the warrants on which the above grants have issued, then a certificate shall issue to the rightful owners for the amount so taken from each of said grants, as in other cases. They have also adopted a resolution, that Thos. Brown, the assignee of a grant issued by the state of North-Carolina to William Henry, for 750 acres of land lying on Clinch river, may file with the Secretary of State for adjudication; and if it shall appear that the same is taken by the interference of an older and better grant, that he issue to said Brown a certificate for the amount so taken; provided the same shall have been issued on a good and valid warrant, and that no other grant has ever issued on the warrant on which said grant is founded.

On the question, will the House concur in the first resolution proposed by the Senate? the yeas and nays were required. There were yeas 18, nays 18.

Those who voted in the affirmative, are, Messrs.

Speaker, Buchanan, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Grundy, Hogan, Jones, Lytle, Maury, Sharpe, Scanland, Walton, Watkins, White and Whitson.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Brady, Carriger, Cleaveland, Crockett, Fain, Holt, Kelly, McClellan, Pierce, Polk, Reneau, Stephens, Williams, Watterson and Young.

And so by a rule of the House the said resolution was nonconcurring in.

The question was then put on concurring with the Senate's second resolution, when the yeas and nays were again required. There were yeas 17, nays 19.

Those who voted in the affirmative, are, Messrs. Speaker, Buchanan, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Grundy, Hogan, Jones, Kelly, Maury, Sharpe, Scanland, Walton, Watkins, White and Williams.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Brady, Carriger, Cleaveland, Cheatham, Crockett, Fain, Holt, Lytle, McClellan, Pierce, Polk, Reneau, Stephens, Whitson, Watterson and Young.

And so the Senate's resolution was nonconcurring in by the House.

A bill to reannex a part of Humphreys county to Dickson county, was taken up, read the second time, and put upon its passage; when the yeas and nays were required. There were yeas 16, nays 21.

Those who voted in the affirmative, are, Messrs. Balch, Barnes, Cheatham, Douglass, Dickson, Grundy, Holt, McClellan, Maury, Walton, Watkins, White, Williams and Young.

Those who voted in the negative, are, Messrs. Speaker, Allen, Barnes, Brady, Carriger, Cleaveland, Cowan of B. Cowan of L. Crockett, Fain, Hogan, Kelly, Lytle, Pierce, Polk, Reneau, Sharpe, Stephens, Scanland, Whitson and Watterson.

And so the said bill was rejected.

A bill for the benefit of Zachariah Brown and Elijah Vinzant ;

A bill providing for the adjudication of land claims ;

A bill supplemental to an act entitled an act to amend the 8th section of an act to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee river, passed August 22, 1822 ;

A bill for the relief of Elizabeth Walker and others ;

A bill to provide for the issuance of certificates in lieu of grants derived from North-Carolina, for land north of the state line, as amended on motion of Mr. Watkins ;

A bill to provide for increasing the fund appropriated to the establishment and support of common schools, as amended on motion of Mr. Kelly, Mr. Grundy and Mr. Polk ;

A bill to emancipate certain persons therein named ;

A bill to amend the redemption laws ;

A bill to increase the salary of the principal clerk of the Bank of the State of Tennessee ;

A bill to amend the 4th section of an act entitled an act for the relief of the citizens south of French broad and Holston, passed at Murfreesborough, Nov. 16th, 1823 ;

A bill to provide for the payment of the members, clerks and door keepers of this General Assembly, and to defray the necessary contingent expenses thereof ;

Were read the third time and passed.

A bill for the relief of overseers of roads ;

A bill for relief of Rowland Flowers, Jacob Byler and others ;

A bill to change the lines of the counties therein named and for other purposes ;

A bill directing the duty of the treasurer of East Tennessee in collecting the moneys south of French-broad and Holston ;

A bill for the relief of George Gordon ;

A bill for the relief of the assignee of Thos. Polk, and others ;

Were severally read the third and last time, passed, and ordered to be engrossed.

A bill to establish a chancery court in the western district ;

A bill to prevent the removal of entries, and for other purposes ;

A bill to alter the time of holding the supreme court of errors and appeals ;

A bill prescribing certain duties to the treasurer of East Tennessee ;

A bill to provide for the adjudication of a certain description of land claims ;

A bill for the relief of James W. Judkins, former sheriff of Hardin county ;

Were read and ordered to be laid on the table till the first day of January next.

A bill for the relief of Isaac Love,

Was read the third time and rejected.

A bill to explain an act passed at the last session of the General Assembly of this State, was taken up on its third and last reading. Mr. Barnes offered an amendment to said bill which was adopted.

A bill supplemental to an act to establish a Bank of the State of Tennessee, was taken up on its third and last reading.

Mr. Cowan of L. offered an amendment to said bill, which was adopted. Sundry other amendments were offered and adopted.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The hour having arrived at which by joint resolution the Senate were to meet the House of Representatives in the Representative Hall, for the purpose of electing two additional judges of the supreme court of errors and appeals,

Ordered, That the clerk inform the Senate that the Hall of this House is now prepared to receive their

body for the purpose of going into the said elections.

Whereupon Mr. Speaker and the gentlemen of the Senate appeared and took their seats within the bar of this house.

The two houses then proceeded by joint ballot to the election of two Judges of the Supreme Court, when upon comparing the ballots, it appeared that Hugh L. White and John Catron, esquires, were elected.

Whereupon Mr. Speaker of the Senate announced the gentlemen above named duly and constitutionally elected judges of the supreme court of this state.

Mr. Speaker and gentlemen of the Senate then withdrew to their own chamber.

And then the House adjourned.

FRIDAY, OCTOBER 22, 1824.

Mr. Brady, from the committee of enrolments, reported correctly enrolled,

An act for the benefit of George Gordon ;

An act to change the lines of the counties therein named, and for other purposes ;

An act directing the duty of the treasurer of East Tennessee in collecting the moneys south of French-broad and Holston ;

An act for the benefit of overseers of roads ;

An act for the relief of the assignee of Thos. Polk, and others ;

An act for the benefit of Rowland Flowers, Jacob Byler and others ;

An act supplemental to an act establishing offices for receiving entries for the vacant land lying north and east of the Congressional reservation line and north of Tennessee river.

The Speaker of this House signed said acts.

Ordered, That the clerk transmit the same to the Senate.

Mr. Brady submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That the register of West Tennessee issue

to Augustus H. White, or the person rightfully entitled thereto, a certificate warrant for 80 acres, in lieu of so much of certificate warrant No. 4502, for 224 acres; provided it shall be made appear by satisfactory evidence, that said certificate had been previously entered and that the same had been located on a good and valid warrant upon land before granted, and that the title under the certificate warrant No. 4502 had not ripened into a grant, and provided further, that said warrant had not been appropriated on vacant land and vacated since the passage of the act to dispose of the vacant land north and east of the Congressional reservation line.

Mr. Brady also submitted the following resolution:

Resolved, That Sarah Burns, wife of Wm. Burns, of Roane county, be hereafter known by the name of Sarah May.

Mr. McClellan submitted the following resolution:

Resolved by the General Assembly of the State of Tennessee, That the assent of the State of Tennessee be, and the same is hereby, given to the general government to establish, open and keep in repair, a national road through any part of the territory of this state.

All of which resolutions were adopted by this house.

Ordered, That the clerk ask the concurrence of the Senate in said resolutions.

The Senate concurred in said resolutions.

Mr. Polk submitted the following resolution, which was adopted :

Resolved, That a joint select committee be appointed to wait on his excellency the Governor, & inform him that the General Assembly is about to adjourn *sine die*, and know of him whether he has any further communication to make to them.

Messrs. Brady, Fain, and Lytle were appointed to be of said committee on the part of this House.

Ordered, That the clerk acquaint the Senate therewith, and ask their concurrence therein.

The Senate concurred, and appointed Mr. Reynolds to be of said committee on their part.

Mr. Reneau submitted the following resolution :

Resolved by the General Assembly of the State of Tennessee, That from and after the adoption of this resolution it shall be the duty of the President and Directors of the Bank of the State of Tennessee, in the month of March, in every year, to publish a statement in two newspapers, one of which shall be printed in Knoxville and the other in Nashville, showing what amount of money there may at that time be in the coffers of said Bank, what amount out on loan in sums not exceeding \$500 to any one man, what proportion of that amount each county is entitled to have agreeably to the provisions of the charter of said Bank ; also, what amount is out on loan by real transaction business, together with the aggregate amount of all moneys in and owing to said Bank.

A motion was made to lay said resolution on the table till the first day of January next.

On which motion the yeas and nays were required; there were yeas 25, nays 8.

Those who voted in the affirmative, are, Messrs. Speaker, Allen, Barnes, Buchanan, Carriger, Cowan of B. Cowan of L. Cheatham, Douglass, Dickson, Grundy, Holt, Kelly, Lytle, McClellan, Maury, Polk, Sharpe, Stephens, Scanland, Walton, Watkins, White, Williams and Watterson.

Those who voted in the negative, are, Messrs. Balch, Brady, Crockett, Fain, Hogar, Pierce, Reneau, and Young.

And so the said resolution was laid on the table till the first day of January next.

Mr. Lytle, from the committee appointed to wait on his excellency the Governor, reported, that the committee had performed the duty assigned them, and received for answer, that his excellency had no further communication to make.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate concur in your amendments to a bill supplemental to an act to establish a Bank of the State of Tennessee, except to the proviso to the second section, in which they nonconcur.

On motion of Mr. Grundy,

Ordered, That the clerk do by message insist upon the Senate to concur in said proviso.

Mr. Carriger submitted the following resolution, which was adopted :

Resolved, That Jas. McDowel, assistant doorkeeper of the House of Representatives, be requested to take charge of the public property of the General Assembly, until the next session, and that he execute a receipt to the Secretary of State for the same.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—The Senate have adopted a resolution that the Secretary of State be authorized to deliver to the persons interested, or their representatives, such title papers as may be filed with him, either at the present or any former session of the legislature, which may not be necessary to retain in his office. They have also adopted a resolution, that it shall be the duty of the registers of East and West Tennessee, to issue certificate warrants for such fractional parts of warrants or certificates as may remain unsatisfied in their offices; provided, the applicant make satisfactory proof to the register, that the said fractional parts applied for did not stand located on the 22d of November, 1823, or if it did, that the entry was made void previous to the 1st of October, 1824; and upon such certificates being issued by either of the registers aforesaid, it shall be the duty of the commissioner to adjudicate such certificate, on its being presented to him for that purpose, and the party interested may locate the same south and west of the Congressional reservation line, as in other cases.

This House concurred in the first of said resolutions, but nonconcurred in the second.

Ordered, That the clerk inform the Senate thereof.

A bill to continue the adjudication of certain land certificates, was taken up, read the third and last time, and put upon its passage; when the yeas and nays were required. There were yeas 19, nays 17.

Those who voted in the affirmative, are, Messrs. Speaker, Buchanan, Cowan of B. Cowan of L. Cheatham, Clack, Douglass, Dickson, Grundy, Hogan, Jones, Kelly, Lytle, Maury, Sharpe, Stephens, Scanland, White and Young.

Those who voted in the negative, are, Messrs. Allen, Balch, Barnes, Brady, Carriger, Cleaveland, Crisp, Crockett, Fain, Holt, McClellan, Pierce, Polk, Reneau, Watkins, Williams and Watterson.

Ordered, That said bill be engrossed.

A message from the Senate, by Mr. Dance, their clerk:

Mr. Speaker—The Speaker of the Senate has this day signed enrolled bills, entitled,

An act to incorporate a company for opening a turnpike road from Murfreesborough to Nashville:

An act supplemental to an act, entitled “an act to establish a Bank of the State of Tennessee,” passed Nov. 26th, 1820:

An act to increase the salary of the principal clerk of the Bank of the State of Tennessee:

An act for the benefit of Zachariah Brown and Elijah Vinzant:

An act to amend the redemption laws:

An act to amend an act, entitled “an act for the relief of the persons therein named,” passed November 25th, 1823:

An act to amend an act, entitled “an act to incorporate the inhabitants of the town of Paris, in Henry county, and for other purposes;”

An act to emancipate certain persons therein named:

An act to provide for the adjudication of certain land claims :

An act supplemental to an act to establish a Bank of the State of Tennessee :

An act to make legitimate the persons therein named :

An act to provide for the issuance of certificates in lieu of grants derived from North-Carolina for lands north of the state line :

An act supplemental to an act, entitled "an act to amend the 8th section of an act to dispose of the lands lying between the rivers Hiwassee and Tennessee, and north of Little Tennessee river," passed at Murfreesborough, August 22d, 1822 :

An act to explain an act, passed at the last session of the General Assembly, authorizing the surveyor-general of the 12th surveyor's district to extend the lines of entry No. 375, in the name of General Robert Howe.

The Speaker of this House signed the said bills.

The Senate concurred in the said bills.

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Resolved, That the surveyor-general be and he do extend the line of the Georgia = sional reservation line, to the respective entry-takers and surveyors north and east of said line.

The Senate concurred in said resolution.

Mr. Grundy submitted the following resolution, which was apopted unanimously :

Resolved, That the thanks of this House be presented to Mr. Fentress, the Speaker of this House, for his able and faithful discharge of the duties of his station during the present General Assembly.

A message from the Senâte, by Mr. Dance, their clerk :

Mr. Speaker—The Senâte have adopted a resolution, that William Martin, of Williamson county, be, and he is hereby, appointed a commissioner, to act with those commissioners appointed by law, to fix on the sites for the seats of justice in the several counties west of Tennessee river, and is vested with all the powers and authority, and emoluments, of the commissioners appointed by this General Assembly.

This House concurred in said resolution of the Senate.

Ordered, That the clerk inform the Senate thereof.

A message from the Senate, by Mr. Dance, their clerk :

Mr. Speaker—I am directed to inform you, that the Senate have completed all the public business before them and are ready to adjourn sine die.

Ordered, That the clerk of the Senate inform the House, that the Senate have completed all the business before them and are ready to adjourn sine die. That the House do thereupon adjourn.

Adjourned

1840 - 1841

House of Representatives

RONALD L. LAMBERT

Clerk of the House of Representatives